

Justice System Appropriations Bill LSB1107S

Last Action:

**Joint Appropriations
Subcommittee**

April 12, 2001

AN ACT relating to and making appropriations to the justice system.



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LEGISLATIVE FISCAL BUREAU NOTES ON BILLS AND AMENDMENTS (NOBA)

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EXECUTIVE SUMMARY NOTES ON BILLS AND AMENDMENTS

LSB1107S JUSTICE SYSTEMS APPROPS BILL

DEPARTMENT OF JUSTICE

- Decreases the General Fund appropriation to the Office of the Attorney General by \$846,000 compared to the FY 2001 estimated net appropriation. This will require leveraging other funds such as Consumer Education, Anti-Trust, and Forfeited Property. The spending limitation on the Consumer Education Fund is increased by \$250,000. (Page 1, Line 8; Page 2, Line 1)
- Decreases the General Fund appropriation for the Prosecuting Attorney Training Program by \$22,000 compared to the FY 2001 estimated net appropriation. (Page 1, Line 14)
- Decreases the General Fund appropriation for Victim Assistance Grants by \$17,000 compared to the FY 2001 estimated net appropriation. (Page 2, Line 19)
- Decreases the General Fund appropriation for Legal Services Poverty Grant by \$250,000 compared to the FY 2001 estimated net appropriation. (Page 4, Line 14)

DEPARTMENT OF CORRECTIONS

- Institutions: Decreases funding by \$6.6 million and 7.0 FTE positions compared to the FY 2001 estimated net appropriation. Major changes include:
 - A decrease of \$1.4 million and 9.0 FTE positions to eliminate a Counselor at each of the nine prisons and reduce the overtime budget. The positions are vacant or expected to be vacant due to retirement. (Page 6, Line 2 through Page 7, Line 33)
 - A decrease of \$438,000 to reduce vehicle depreciation at all of the prisons and the Corrections Training Center. The Bill includes statutory language to implement this reduction. (Page 6, Line 2 through Page 7, Line 33; and Page 10, Line 24)
 - A decrease of \$517,000 to reduce the support budget at all of the prisons. The following line items are reduced: other supplies, uniforms, and advertising. (Page 6, Line 2; Page 6, Line 8; Page 6, Line 20; Page 6, Line 26; Page 6, Line 32; Page 7, Line 5; Page 7, Line 11; Page 7, Line 22; Page 7, Line 28)
 - A decrease of \$1.6 million for a 0.9% across-the-board reduction. (Page 6, Line 2; Page 6, Line 8; Page 6, Line 20; Page 6, Line 26; Page 6, Line 32; Page 7, Line 5; Page 7, Line 11; Page 7, Line 22; Page 7, Line 28)
 - A decrease of \$2.0 million at Fort Madison. This decrease is offset by a FY 2001 supplemental appropriation of \$2.0 million. The FY 2001 revenue is a signing bonus from the federal Bureau of Prisons for agreeing to a 10-year contract to house federal prisoners. (Page 6, Line 2 ; Page 24, Line 12)
- A decrease of \$731,000 and 0.6 FTE position for the Special Needs Unit at Fort Madison. This amount deducts \$827,000 for the FY 2001 one-time costs, adds \$113,000 for utility costs of the Unit,

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DEPARTMENT OF CORRECTIONS (CONTINUED)

- and deducts \$17,000 and 0.6 FTE position. This annualizes two of the four original positions authorized for the new Unit. The 200-bed Special Needs Unit is anticipated to open in July or August of 2002. (Page 6, Line 2)
- An increase of \$135,000 and 3.0 FTE positions for registered nurses at Newton and Clarinda. (Page 6, Line 26; Page 7, Line 11)
 - Central Office: Decreases funding by \$1.0 million compared to the FY 2001 estimated net appropriation. Major changes include:
 - A decrease of \$797,000 to eliminate the appropriation for the Corrections Phase II lease-purchase payment. This reduction eliminates the lease-purchase payments related to construction authorized in FY 1990. FY 2001 was the final year of the lease-purchase payment.
 - A decrease of \$425,000 for a 6.6% across-the-board reduction for the following appropriations: Central Office, the Iowa Corrections Offender Network, Federal Prisoners Account (reimburses the federal Bureau of Prisons for holding Iowa inmates), and Corrections Education. (Page 8, Line 4; Page 9, Line 1; Page 10, Line 30; Page 11, Line 18)
 - A decrease of \$29,000 for a 5.7% across-the-board reduction for the Corrections Training Center. (Page 10, Line 24)
 - An increase of \$267,000 for the County Confinement Account. This account reimburses the counties for holding inmates who have violated the terms of their conditional release, pending a Parole Board revocation proceeding. The increase is based on actual expenditures. (Page 7, Line 34)
 - Community-Based Corrections (CBC): Decreases funding by \$1.6 million and 6.6 FTE positions compared to the FY 2001 estimated net appropriation. Major changes include:
 - A decrease of \$102,000 for the Seventh CBC District Department to offset the lease-purchase of a currently rented facility. (Page 14, Line 14)
 - A decrease of \$500,000 for sex offender hormonal therapy added two years ago in all eight of the CBC District Departments. (Page 13, Line 13 through Page 14, Line 25)
 - A decrease of \$658,000 and 16.0 FTE positions for Field Services staff added last year in five of the eight CBC District Departments. (Page 13, Line 13; Page 13, Line 19; Page 13, Line 25; Page 14, Line 2; Page 14, Line 20)
 - A decrease of \$370,000 and 5.5 FTE positions for Drug Courts added last year in the Second and Third CBC District Departments. (Page 13, Line 19; Page 13, Line 25)
 - A decrease of \$414,000 for a 0.9% across-the-board reduction for seven of the eight CBC District Departments and the CBC Statewide account. (Page 13, Line 13; Page 13, Line 19; Page 13, Line 25;

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DEPARTMENT OF CORRECTIONS (CONTINUED)

Page 13, Line 31 ; Page 14, Line 2; Page 14, Line 14 ; Page 14, Line 20; Page 14, Line 26)

- An increase of \$756,000 and 15.0 FTE positions to staff and operate the Dubuque and Council Bluffs new residential beds. (Page 13, Line 13, Page 13, Line 31)
- A decrease of \$345,000 in the Sixth CBC District Department, including \$297,000 for treatment contracts. The majority of the reduction is the residential facility-based Operating While Intoxicated treatment program. The District Department will reallocate existing staff to meet the mandatory licensure requirements of the program. (Page 14, Line 8)

DEPARTMENT OF INSPECTIONS AND APPEALS

- A decrease of \$128,000 for the appropriation to the Office of the State Public Defender compared to the FY 2001 estimated net appropriation. This is a 0.9% across-the-board reduction. (Page 18, Line 25)
- A decrease of \$864,000 for the Indigent Defense Fund compared to the FY 2001 estimated net appropriation. The reduction is based on a FY 2000 appropriation transfer of \$680,000 to the Department of Human Services plus \$184,000 for a 0.9% across-the-board reduction. (Page 18, Line 32)

IOWA LAW ENFORCEMENT ACADEMY PAROLE BOARD

- A decrease of \$95,000 and 1.0 FTE positions compared to the FY 2001 estimated net appropriation. (Page 19, Line 7)
- A decrease of \$60,000 compared to the FY 2001 estimated net appropriation, including a 0.8% across-the-board reduction. (Page 19, Line 30)

DEPARTMENT OF PUBLIC DEFENSE

- Military Division - A decrease of \$42,000 compared to the FY 2001 estimated net appropriation for a 0.8% across-the-board reduction, and an increase of 3.0 FTE positions at Sioux City and Des Moines due to federal funding received in FY 2001. (Page 20, Line 16)
- Emergency Management Division - A decrease of \$8,000 compared to the FY 2001 estimated net appropriation for a 0.8% across-the-board reduction. (Page 20, Line 27)

DEPARTMENT OF PUBLIC SAFETY

- A decrease in the appropriation to the Department of Public Safety of \$5.8 million and 19.0 FTE positions compared to the FY 2001 estimated net appropriation. Major changes include:

DEPARTMENT OF PUBLIC SAFETY (CONTINUED)

- National Crime Information Center - An increase of 1.0 FTE position to provide security for the law enforcement computer network as required by the National Crime Information Center. This is federally mandated and will be funded with federal grant funding. (Page 21, Line 4)
- Administration - A decrease of \$180,000 including a technology FTE position, equipment costs, and vehicle depreciation funding. (Page 21, Line 4)
- DCI Investigation - A decrease of \$959,000 and 2.0 FTE positions compared to the FY 2001 estimated net appropriation including equipment costs, vehicle depreciation, overtime, and \$255,000

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and 4.0 FTE positions that were added in FY 2001. (Page 21, Line 9)

- Narcotics Enforcement - A decrease of \$705,000 and 4.0 FTE positions compared to FY 2001 estimated net appropriation. The decrease includes a reduction in equipment costs, vehicle funds, overtime, \$348,000 and 4.0 FTE positions that were added in FY 2001, and \$115,000 reduction in one-time costs from FY 2001. (Page 22, Line 5).
- Fire Marshal - A decrease of \$173,000 compared to the FY 2001 estimated net appropriation. This includes a reduction in existing vacancies, vehicle funds, equipment, and \$73,000 in one-time costs from FY 2001. (Page 22, Line 17)
- Capitol Police - A decrease of \$151,000 and 1.0 FTE position compared to the FY 2001 estimated net appropriation. (Page 22, Line 32)
- Iowa State Patrol - A decrease of \$3.7 million and 13.0 FTE positions compared to the FY 2001 estimated net appropriation, including \$984,000 and 9.0 FTE positions for vacant positions or retirements plus overtime and extra help, \$309,000 to establish a sick leave payout fund, and \$285,000 and 4.0 FTE positions in the Drug Abuse Resistance Program. (Page 23, Line 5)
- Fire Fighter Training - A decrease of \$142,000 compared to the FY 2001 estimated net appropriation. This is a reduction in the amount of training subsidies provided for volunteer firefighter training programs. (Page 23, Line 35)

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CHANGES TO THE CODE OF IOWA

- Eliminates the requirement that the Department of Corrections must contract for any type of construction project in excess of \$25,000 using inmate labor. (Page 24, Line 33; Page 26, Line 9)
- Permits the Department of Corrections to eliminate payments for depreciation. Maintains the requirement that the Department pay overhead and maintenance costs. (Page 24, Line 35)
- Establishes a non-reversionary sick leave payout fund. This is a 0.8% across-the-board reduction. (Page 25, Line 22)
- Requires that the average daily cost does not include administrative costs for the counties reimbursed by the Department for county confinement. (Page 26, Line 23; Page 27, Line 24 ; Page 28, Line 4)
- Creates an infrastructure account within Iowa Prison Industries' Revolving Fund to accept payments from inmates employed in private sector operations. Unencumbered or unobligated funds remaining in the infrastructure account at the close of the fiscal year revert to the General Fund. Under current law, these funds are deposited in the General Fund. FY 2001 estimated receipts are \$838,000. (Page 27, Line 4; Page 27, Line 12)

INTENT LANGUAGE AND REQUIRED
REPORTS

- Permits an additional 2.0 FTE positions to be funded from the Victim Compensation Fund, contingent upon the enactment of SF 259 or HF 684 (Victim Compensation Bills). (Page 2, Line 35)
- Requires the Department of Corrections and the Department of Justice to assist local regional jail development authorities in issuing a report regarding the development of local jails. (Page 3, Line 18)
- Requires the Department of Corrections to provide a report to the Legislative Fiscal Bureau regarding the Iowa Prison Industries' Revolving Fund infrastructure account. (Page 12, Line 6)
- Requires drug courts to be offered to offenders on a post-adjudication basis, and felonies are given priorities over misdemeanors. (Page 15, Line 15)
- Requires the Department of Corrections and the Second, Third, Fourth, and Fifth CBC District Departments to provide continuing evaluation of the drug courts. (Page 17, Line 4)
- Authorizes 2.0 FTE positions to establish an Elderly Crime Unit within the Division of Criminal Investigation, contingent upon federal funding. If the federal funding is received and later expires, then the 2.0 FTE positions are eliminated as well. (Page 21, Line 18)

EFFECTIVE DATE

- Specifies that Section 13, the FY 2001 supplemental appropriation to the Fort Madison Correctional Facility, takes effect upon enactment. (Page 24, Line 29)

LSB1107S provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
2	25	1.5(b)	Nwthstnd	Section 8.33 and 8.39	Nonreversion of Victim Assistance Grants Appropriation
4	24	2	Nwthstnd	Section 8.33	Nonreversion of Contingent Appropriation from the Environmental Crime Fund
8	10	Section 4.2(a)	Nwthstnd	Section 8.33	Nonreversion of Inmate Tort Claims Fund
10	33	5.3	Nwthstnd	Section 8.33	Nonreversion of Inmate Education Appropriation
24	5	12.1	Nwthstnd	Section 8.33	Nonreversion of Volunteer Fire Fighter Training Grant
24	24	13	Nwthstnd	Section 8.33	Nonreversion of the FY 2001 Supplemental Appropriation to the Fort Madison Correctional Facility
24	33	15	Repeals	Section 18.6(16)	Construction Projects Using Inmate Labor
24	35	16	Adds	Section 18.120(2)	DOC Depreciation Expenses
25	22	17	Adds	Section 80.42	Sick Leave Payout Fund
26	9	18	Amends	Section 904.315	Construction Projects Using Inmate Labor
26	23	19	Amends	Section 904.513(2)	County Confinement Costs
27	4	20	Amends	Section 904.809(5)(c)(3)	Iowa Prison Industries Revolving Fund
27	12	21	Amends	Section 904.813(4)	Iowa Prison Industries Revolving Fund
27	24	22	Amends	Section 904.908(2)	County Confinement Costs
28	4	23	Amends	Section 906.17(2)	County Confinement Costs
28	15	24	Amends	Section 15.2, Chapter 1101, 1998 Iowa Acts	E911 Emergency Communications Fund

1 1 DIVISION I
1 2 REGULAR APPROPRIATIONS

1 3 Section 1. DEPARTMENT OF JUSTICE. There is appropriated
1 4 from the general fund of the state to the department of
1 5 justice for the fiscal year beginning July 1, 2001, and ending
1 6 June 30, 2002, the following amounts, or so much thereof as is
1 7 necessary, to be used for the purposes designated:

1 8 1. For the general office of attorney general for
1 9 salaries, support, maintenance, miscellaneous purposes
1 10 including odometer fraud enforcement, and for not more than
1 11 the following full-time equivalent positions
1 12 \$ 7,900,519
1 13 FTEs 200.50

General Fund appropriation to the Department of Justice for the Office of the Attorney General.

DETAIL: This is a decrease of \$846,447 (9.67%) and an increase of 1.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$846,447 for a 9.67% across-the-board reduction that will require leveraging other funds such as Consumer Education, Anti-Trust, and Forfeited Property.
2. An increase of 1.00 FTE position that is currently reimbursed from the Department of Commerce.

1 14 2. For the prosecuting attorney training program for
1 15 salaries, support, maintenance, miscellaneous purposes, and
1 16 for not more than the following full-time equivalent
1 17 positions:
1 18 \$ 304,943
1 19 FTEs 6.00

General Fund appropriation to the Department of Justice for the Prosecuting Attorney Training Program.

DETAIL: This is a decrease of \$22,078 and no change in FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease in office supplies (\$13,621), communications (\$2,000), and professional and scientific services (\$4,000).
2. A decrease of \$2,457 for a 0.8% across-the-board reduction.

1 20 3. In addition to the funds appropriated in subsection 1,
1 21 there is appropriated from the general fund of the state to

Contingent General Fund appropriation for the enforcement of the Iowa Competition Law. The appropriation is contingent upon the

1 22 the department of justice for the fiscal year beginning July
 1 23 1, 2001, and ending June 30, 2002, an amount not exceeding
 1 24 \$200,000 to be used for the enforcement of the Iowa
 1 25 competition law. The funds appropriated in this subsection
 1 26 are contingent upon receipt by the general fund of the state
 1 27 of an amount at least equal to the expenditure amount from
 1 28 either damages awarded to the state or a political subdivision
 1 29 of the state by a civil judgment under chapter 553, if the
 1 30 judgment authorizes the use of the award for enforcement
 1 31 purposes or costs or attorneys fees awarded the state in state
 1 32 or federal antitrust actions. However, if the amounts
 1 33 received as a result of these judgments are in excess of
 1 34 \$200,000, the excess amounts shall not be appropriated to the
 1 35 department of justice pursuant to this subsection.

receipt of damages due to anti-trust lawsuits and is limited to \$200,000. This is no change compared to the FY 2001 estimated net contingent appropriation.

2 1 4. In addition to the funds appropriated in subsection 1,
 2 2 there is appropriated from the general fund of the state to
 2 3 the department of justice for the fiscal year beginning July
 2 4 1, 2001, and ending June 30, 2002, an amount not exceeding
 2 5 \$400,000 to be used for public education relating to consumer
 2 6 fraud and for enforcement of section 714.16, and an amount not
 2 7 exceeding \$75,000 for investigation, prosecution, and consumer
 2 8 education relating to consumer and criminal fraud against
 2 9 older Iowans. The funds appropriated in this subsection are
 2 10 contingent upon receipt by the general fund of the state of an
 2 11 amount at least equal to the expenditure amount from damages
 2 12 awarded to the state or a political subdivision of the state
 2 13 by a civil consumer fraud judgment or settlement, if the
 2 14 judgment or settlement authorizes the use of the award for
 2 15 public education on consumer fraud. However, if the funds
 2 16 received as a result of these judgments and settlements are in
 2 17 excess of \$475,000, the excess funds shall not be appropriated
 2 18 to the department of justice pursuant to this subsection.

Contingent General Fund appropriation to the Department of Justice for consumer education to combat consumer fraud. The appropriation is contingent upon the receipt of damages due to consumer fraud lawsuits and is limited to \$475,000. Of this amount, \$400,000 is to be used for public education and enforcement purposes, and \$75,000 is to be used for investigation, prosecution, and consumer education relating to fraud against older Iowans

DETAIL: This is an increase of \$250,000 compared to the FY 2001 estimated net contingent appropriation.

2 19 5. For victim assistance grants:

General Fund appropriation to the Department of Justice for the

2 20 \$ 1,918,384

Victim Assistance Grants Program.

DETAIL: This is a decrease of \$17,422 (0.9%) compared to the FY 2001 estimated net appropriation.

2 21 a. The funds appropriated in this subsection shall be used
2 22 to provide grants to care providers providing services to
2 23 crime victims of domestic abuse or to crime victims of rape
2 24 and sexual assault.

Requires that the Victim Assistance funds be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault.

2 25 b. Notwithstanding sections 8.33 and 8.39, moneys
2 26 appropriated in this subsection that remain unencumbered or
2 27 unobligated at the close of the fiscal year shall not revert
2 28 but shall remain available for expenditure during the
2 29 subsequent fiscal year for the same purpose, and shall not be
2 30 transferred to any other program.

CODE: Allows the balance remaining at the end of the fiscal year to carry forward to the next fiscal year and prohibits the transfer of the Victim Assistance Grants appropriation to any other program.

2 31 6. For the GASA prosecuting attorney program and for not
2 32 more than the following full-time equivalent positions:
2 33 \$ 132,037
2 34 FTEs 2.00

General Fund appropriation to the Department of Justice for the Governor's Alliance on Substance Abuse (GASA) Prosecuting Attorney Training Program.

DETAIL: This is a decrease of \$1,065 (0.8%) and no change in FTE positions compared to the FY 2001 estimated net appropriation.

2 35 7. The balance of the victim compensation fund established
3 1 in section 915.94 may be used to provide salary and support of
3 2 not more than 20.00 FTEs and to provide maintenance for the
3 3 victim compensation functions of the department of justice.

Permits 20.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice. This is no change compared to the FY 2001 estimated net FTE limitation.

3 4 However, the balance of the fund may also be used to provide

Permits an additional 2.00 FTE positions to be funded from the Victim

3 5 salary and support for an additional 2.00 FTEs if either 2001
3 6 Iowa Acts, Senate File 259 or 2001 Iowa Acts, House File 684
3 7 is enacted.

Compensation Fund contingent upon the enactment of SF 259 or HF 684 (Victim Compensation Bills).

3 8 8. The department of justice shall submit monthly
3 9 financial statements to the legislative fiscal bureau and the
3 10 department of management containing all appropriated accounts
3 11 in the same manner as provided in the monthly financial status
3 12 reports and personal services usage reports of the department
3 13 of revenue and finance. The monthly financial statements
3 14 shall include comparisons of the moneys and percentage spent
3 15 of budgeted to actual revenues and expenditures on a
3 16 cumulative basis for full-time equivalent positions and
3 17 available moneys.

Requires the Department of Justice to submit monthly financial statements on all appropriated accounts to the Legislative Fiscal Bureau (LFB) and the Department of Management (DOM). Specifies information to be included in the financial statements.

3 18 9. The department of justice and the department of
3 19 corrections shall assist local regional jail development
3 20 authorities in issuing a report regarding the development of
3 21 regional jails. The report shall include but is not limited
3 22 to the following: the design capacity, policy considerations,
3 23 governance and management structure, staffing needs, food
3 24 services, estimated design and construction costs, and
3 25 evaluating cost sharing between the state, participating
3 26 counties, and other political subdivisions. The report is due
3 27 on or before February 1, 2002.

Requires the Department of Justice and the Department of Corrections to assist local regional jail development authorities in issuing a report regarding the development of regional jails. The report is due February 1, 2002.

3 28 10. a. The department of justice, in submitting budget
3 29 estimates for the fiscal year commencing July 1, 2002,
3 30 pursuant to section 8.23, shall include a report of funding
3 31 from sources other than amounts appropriated directly from the
3 32 general fund of the state to the department of justice or to
3 33 the office of consumer advocate. These funding sources shall
3 34 include, but are not limited to, reimbursements from other
3 35 state agencies, commissions, boards, or similar entities, and

Requires the Department of Justice, in submitting FY 2002 budget estimates, to submit a report to the DOM that specifies the amount of funding from all sources other than the General Fund. The report is to include actual reimbursements from other fund accounts for FY 2001 and FY 2002.

4 1 reimbursements from special funds or internal accounts within
4 2 the department of justice. The department of justice shall
4 3 report actual reimbursements for the fiscal year commencing
4 4 July 1, 2000, and actual and expected reimbursements for the
4 5 fiscal year commencing July 1, 2001.

4 6 b. The department of justice shall include the report
4 7 required under paragraph "a", as well as information regarding
4 8 any revisions occurring as a result of reimbursements actually
4 9 received or expected at a later date, in a report to the co-
4 10 chairpersons and ranking members of the joint appropriations
4 11 subcommittee on the justice system and the legislative fiscal
4 12 bureau. The department of justice shall submit the report on
4 13 or before January 15, 2002.

Requires the Department of Justice to submit a report that specifies the amount of funding from all sources other than the General Fund and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LFB by January 15, 2002.

4 14 11. For legal services for persons in poverty grants as
4 15 provided in section 13.34:
4 16 \$ 450,000

General Fund appropriation to the Department of Justice for the Legal Services Poverty Grants Program.

DETAIL: This is a decrease of \$250,000 (35.70%) compared to the FY 2001 estimated net appropriation.

4 17 As a condition for accepting a grant funded pursuant to
4 18 this subsection, an organization receiving a grant shall
4 19 submit a report to the general assembly by January 1, 2002,
4 20 concerning the use of any grants received during the previous
4 21 fiscal year and efforts made by the organization to find
4 22 alternative sources of revenue to replace any reductions in
4 23 federal funding for the organization.

Requires organizations receiving grants to report to the General Assembly by January 1, 2002, concerning grants received in FY 2001 and efforts to obtain alternative funding.

4 24 Sec. 2. DEPARTMENT OF JUSTICE -- ENVIRONMENTAL CRIMES
4 25 INVESTIGATION AND PROSECUTION -- FUNDING. There is
4 26 appropriated from the environmental crime fund of the

Environmental Crime Fund appropriation of up to \$20,000 to the Department of Justice contingent upon receipt of contributions, court-ordered restitution, and consent decrees as a part of civil or regulatory enforcement actions. The funds are to be used for the investigation

4 27 department of justice, consisting of court-ordered fines and
 4 28 penalties awarded to the department arising out of the
 4 29 prosecution of environmental crimes, to the department of
 4 30 justice for the fiscal year beginning July 1, 2001, and ending
 4 31 June 30, 2002, an amount not exceeding \$20,000 to be used by
 4 32 the department, at the discretion of the attorney general, for
 4 33 the investigation and prosecution of environmental crimes,
 4 34 including the reimbursement of expenses incurred by county,
 4 35 municipal, and other local governmental agencies cooperating
 5 1 with the department in the investigation and prosecution of
 5 2 environmental crimes.
 5 3 The funds appropriated in this section are contingent upon
 5 4 receipt by the environmental crime fund of the department of
 5 5 justice of an amount at least equal to the appropriations made
 5 6 in this section and received from contributions, court-ordered
 5 7 restitution as part of judgments in criminal cases, and
 5 8 consent decrees entered into as part of civil or regulatory
 5 9 enforcement actions. However, if the funds received during
 5 10 the fiscal year are in excess of \$20,000, the excess funds
 5 11 shall be deposited in the general fund of the state.
 5 12 Notwithstanding section 8.33, moneys appropriated in this
 5 13 section that remain unexpended or unobligated at the close of
 5 14 the fiscal year shall not revert but shall remain available
 5 15 for expenditure for the purpose designated until the close of
 5 16 the succeeding fiscal year.

and prosecution of environmental crimes.

DETAIL: Maintains the current level of contingent funding.

CODE: Allows any ending balance of the contingent appropriation to carry forward to the next fiscal year.

5 17 Sec. 3. OFFICE OF CONSUMER ADVOCATE. There is
 5 18 appropriated from the general fund of the state to the office
 5 19 of consumer advocate of the department of justice for the
 5 20 fiscal year beginning July 1, 2001, and ending June 30, 2002,
 5 21 the following amount, or so much thereof as is necessary, to
 5 22 be used for the purposes designated:
 5 23 For salaries, support, maintenance, miscellaneous purposes,
 5 24 and for not more than the following full-time equivalent
 5 25 positions:
 5 26 \$ 2,690,067

General Fund appropriation to the Department of Justice for the Office of the Consumer Advocate.

DETAIL: This is no change compared to the FY 2001 estimated net appropriation. Any change in General Fund expenses changes General Fund receipts by the same amount.

5 27 FTEs 32.00

5 28 Sec. 4. DEPARTMENT OF CORRECTIONS -- FACILITIES. There is
 5 29 appropriated from the general fund of the state to the
 5 30 department of corrections for the fiscal year beginning July
 5 31 1, 2001, and ending June 30, 2002, the following amounts, or
 5 32 so much thereof as is necessary, to be used for the purposes
 5 33 designated:

5 34 1. For the operation of adult correctional institutions,
 5 35 reimbursement of counties for certain confinement costs, and
 6 1 federal prison reimbursement, to be allocated as follows:

6 2 a. For the operation of the Fort Madison correctional
 6 3 facility, including salaries, support, maintenance, employment
 6 4 of correctional officers, miscellaneous purposes, and for not
 6 5 more than the following full-time equivalent positions:
 6 6 \$ 27,622,191
 6 7 FTEs 525.50

General Fund appropriation to the DOC for the Fort Madison
 Correctional Facility.

DETAIL: This is a decrease of \$3,203,321 and a decrease of 1.58
 FTE positions compared to the FY 2001 estimated net appropriation.
 The change includes:

1. A decrease of \$826,980 to eliminate FY 2001 one-time costs of construction for the Special Needs Unit.
2. A decrease of \$97,576 and 1.00 FTE position for a Counselor and overtime.
3. A decrease of \$54,100 to eliminate depreciation expenses.
4. A decrease of \$8,301 from other supplies.
5. A decrease of \$43,610 from uniforms.
6. A decrease of \$268,568 for a 0.90% across-the-board reduction.
7. An increase of \$113,000 for utility costs associated with the Special Needs Unit.
8. A net decrease of \$17,186 and 0.58 FTE positions for the Special Needs Unit. The 2000 General Assembly appropriated \$182,041 and 2.58 FTE positions for FY 2001 for four positions for the Special Needs Unit hired midway through the fiscal year. This funding annualizes 2.00 FTE positions (Treatment Services Director and Physician) and eliminates 2.00 FTE positions (Plant Operations Manager and Psychology Administrator).

		9. A decrease of \$2,000,000. This decrease is offset by a FY 2001 supplemental appropriation made in Section 13 of this Bill.
6 8	b. For the operation of the Anamosa correctional facility,	General Fund appropriation to the DOC for the Anamosa Correctional Facility.
6 9	including salaries, support, maintenance, employment of	
6 10	correctional officers and a part-time chaplain to provide	
6 11	religious counseling to inmates of a minority race,	DETAIL: This is a decrease of \$553,668 and 1.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:
6 12	miscellaneous purposes, and for not more than the following	
6 13	full-time equivalent positions:	
6 14	..... \$ 23,446,284	1. A decrease of \$244,157 and 1.00 FTE position for a Counselor and overtime.
6 15	..... FTEs 403.50	2. A decrease of \$38,252 to eliminate depreciation expenses.
		3. A decrease of \$10,797 from other supplies.
		4. A decrease of \$46,404 from uniforms.
		5. A decrease of \$1,484 from advertising.
		6. A decrease of \$212,574 for a 0.90% across-the-board reduction.
6 16	Moneys are provided within this appropriation for two full-	
6 17	time substance abuse counselors for the Luster Heights	Specifies that funds are provided for two substance abuse counselors to be employed at the Luster Heights Facility.
6 18	facility, for the purpose of certification of a substance	
6 19	abuse program at that facility.	
6 20	c. For the operation of the Oakdale correctional facility,	General Fund appropriation to the DOC for the Oakdale Correctional Facility.
6 21	including salaries, support, maintenance, employment of	
6 22	correctional officers, miscellaneous purposes, and for not	
6 23	more than the following full-time equivalent positions:	DETAIL: This is a decrease of \$460,663 and 1.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:
6 24	..... \$ 21,501,082	
6 25	..... FTEs 337.80	1. A decrease of \$178,785 and 1.00 FTE position for a Counselor and overtime.
		2. A decrease of \$46,000 to eliminate depreciation expenses.

		3. A decrease of \$3,159 from other supplies. 4. A decrease of \$33,781 from uniforms. 5. A decrease of \$4,000 from advertising. 6. A decrease of \$194,938 for a 0.90% across-the-board reduction.
6 26	d. For the operation of the Newton correctional facility,	General Fund appropriation to the DOC for the Newton Correctional Facility.
6 27	including salaries, support, maintenance, employment of	
6 28	correctional officers, miscellaneous purposes, and for not	
6 29	more than the following full-time equivalent positions:	DETAIL: This is a decrease of \$508,667 and no change in FTE positions compared to the FY 2001 estimated net appropriation. The change includes:
6 30	..... \$ 22,944,479	
6 31	..... FTEs 392.25	1. A decrease of \$227,081 and 1.00 FTE position for a Counselor and overtime. 2. An increase of \$47,293 and 1.00 FTE position for a nurse. 3. A decrease of \$60,000 to eliminate depreciation expenses. 4. A decrease of \$4,380 from other supplies. 5. A decrease of \$51,875 from uniforms. 6. A decrease of \$4,600 from advertising. 7. A decrease of \$208,024 for a 0.90% across-the-board reduction.
6 32	e. For the operation of the Mt. Pleasant correctional	General Fund appropriation to the Mount Pleasant Correctional Facility.
6 33	facility, including salaries, support, maintenance, employment	
6 34	of correctional officers and a full-time chaplain to provide	
6 35	religious counseling at the Oakdale and Mt. Pleasant	DETAIL: This is a decrease of \$505,169 and 1.50 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:
7 1	correctional facilities, miscellaneous purposes, and for not	
7 2	more than the following full-time equivalent positions:	
7 3	..... \$ 21,667,807	
7 4	..... FTEs 341.09	1. A decrease of \$197,001 and 1.00 FTE position for a Counselor and overtime. 2. A decrease of 0.50 FTE position in the base budget. 3. A decrease of \$51,720 to eliminate depreciation expenses. 4. A decrease of \$6,636 from other supplies. 5. A decrease of \$53,363 from uniforms. 6. A decrease of \$196,449 for a 0.90% across-the-board reduction.

7 5 f. For the operation of the Rockwell City correctional
 7 6 facility, including salaries, support, maintenance, employment
 7 7 of correctional officers, miscellaneous purposes, and for not
 7 8 more than the following full-time equivalent positions:
 7 9 \$ 7,148,555
 7 10 FTEs 119.00

General Fund appropriation to the DOC for the Rockwell City Facility.

DETAIL: This is a decrease of \$213,913 and 2.00 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$64,943 and 1.00 FTE position for a Counselor and overtime.
2. A decrease of \$36,992 and 1.00 FTE position to transfer a correctional officer position to the Clarinda Correctional Facility.
3. A decrease of \$30,000 to eliminate depreciation expenses.
4. A decrease of \$4,247 from other supplies.
5. A decrease of \$12,919 from uniforms.
6. A decrease of \$64,812 for a 0.90% across-the-board reduction.

7 11 g. For the operation of the Clarinda correctional
 7 12 facility, including salaries, support, maintenance, employment
 7 13 of correctional officers, miscellaneous purposes, and for not
 7 14 more than the following full-time equivalent positions:
 7 15 \$ 17,925,620
 7 16 FTEs 294.75

General Fund appropriation to the DOC for the Clarinda Correctional Facility.

DETAIL: This is a decrease of \$338,014 and an increase of 2.00 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. An increase of \$87,586 and 2.00 FTE positions for nurses.
2. An increase of \$36,992 and 1.00 FTE position to transfer in one correctional officer position from the Rockwell City Correctional Facility.
3. A decrease of \$186,634 and 1.00 FTE position for a Counselor and overtime.
4. A decrease of \$51,000 to eliminate depreciation expenses.
5. A decrease of \$33,181 from other supplies.
6. A decrease of \$28,255 from uniforms.
7. A decrease of \$1,000 from advertising.
8. A decrease of \$162,522 for a 0.90% across-the-board reduction.

7 17 Moneys received by the department of corrections as

Appropriates reimbursements from the Clarinda Youth Academy to

7 18 reimbursement for services provided to the Clarinda youth
 7 19 corporation are appropriated to the department and shall be
 7 20 used for the purpose of operating the Clarinda correctional
 7 21 facility.

the DOC for operating costs associated with the Clarinda Correctional Facility.

DETAIL: The Clarinda Youth Academy's annual reimbursement to the prison is approximately \$1,100,000.

7 22 h. For the operation of the Mitchellville correctional
 7 23 facility, including salaries, support, maintenance, employment
 7 24 of correctional officers, miscellaneous purposes, and for not
 7 25 more than the following full-time equivalent positions:
 7 26 \$ 12,203,736
 7 27 FTEs 236.00

General Fund appropriation to the DOC for the Mitchellville Correctional Facility.

DETAIL: This is a decrease of \$202,279 and 1.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$51,431 and 1.00 FTE position for a Counselor and overtime.
2. A decrease of \$14,569 to eliminate depreciation expenses.
3. A decrease of \$2,622 from other supplies.
4. A decrease of \$22,513 from uniforms.
5. A decrease of \$500 from advertising.
6. A decrease of \$110,644 for a 0.90% across-the-board reduction.

7 28 i. For the operation of the Fort Dodge correctional
 7 29 facility, including salaries, support, maintenance, employment
 7 30 of correctional officers, miscellaneous purposes, and for not
 7 31 more than the following full-time equivalent positions:
 7 32 \$ 25,274,461
 7 33 FTEs 413.00

General Fund appropriation to the DOC for the Fort Dodge Correctional Facility.

DETAIL: This is a decrease of \$578,249 and 1.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$118,754 and 1.00 FTE position for a Counselor and overtime.
2. A decrease of \$90,066 to eliminate depreciation expenses.
3. A decrease of \$26,677 from other supplies.
4. A decrease of \$108,532 from uniforms.
5. A decrease of \$3,816 from advertising.
6. A decrease of \$230,404 for a 0.90% across-the-board reduction.

7 34 j. For reimbursement of counties for temporary confinement
 7 35 of work release and parole violators, as provided in sections
 8 1 901.7, 904.908, and 906.17 and for offenders confined pursuant
 8 2 to section 904.513:
 8 3 \$ 791,438

General Fund appropriation to the DOC for County Confinement Account to pay for holding parole and work release violators until their return to prison.

DETAIL: This is an increase of \$267,400 compared to the FY 2001 estimated net appropriation. The FY 2002 increase is based upon FY 2001 actual costs.

8 4 k. For federal prison reimbursement, reimbursements for
 8 5 out-of-state placements, and miscellaneous contracts:
 8 6 \$ 318,568

General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.

DETAIL: This is a decrease of \$22,766 compared to the FY 2001 estimated net appropriation, for a 0.90% across-the-board reduction.

8 7 The department of corrections shall use funds appropriated
 8 8 in this subsection to continue to contract for the services of
 8 9 a Muslim imam.

Requires the DOC to contract with a Muslim imam to provide religious services and religious counseling.

8 10 2. a. If the inmate tort claim fund for inmate claims of
 8 11 less than \$100 is exhausted during the fiscal year, sufficient
 8 12 funds shall be transferred from the institutional budgets to
 8 13 pay approved tort claims for the balance of the fiscal year.
 8 14 The warden or superintendent of each institution or
 8 15 correctional facility shall designate an employee to receive,
 8 16 investigate, and recommend whether to pay any properly filed
 8 17 inmate tort claim for less than the above amount. The
 8 18 designee's recommendation shall be approved or denied by the
 8 19 warden or superintendent and forwarded to the department of
 8 20 corrections for final approval and payment. The amounts
 8 21 appropriated to this fund pursuant to 1987 Iowa Acts, chapter
 8 22 234, section 304, subsection 2, are not subject to reversion
 8 23 under section 8.33.
 8 24 b. Tort claims denied at the institution shall be

CODE: Specifies that the Inmate Tort Claim Fund that pays for inmate tort claims of less than \$100.00 against the State, not revert to the General Fund.

Requires shortfalls to be paid from the Institutions' budgets. Denied claims are to be forwarded to the State Appeals Board for consideration.

8 25 forwarded to the state appeal board for their consideration as
 8 26 if originally filed with that body. This procedure shall be
 8 27 used in lieu of chapter 669 for inmate tort claims of less
 8 28 than \$100.

8 29 3. It is the intent of the general assembly that the
 8 30 department of corrections shall timely fill correctional
 8 31 positions authorized for correctional facilities pursuant to
 8 32 this section.

Specifies that it is the intent of the General Assembly that the DOC fill positions in a timely manner.

8 33 Sec. 5. DEPARTMENT OF CORRECTIONS -- ADMINISTRATION.
 8 34 There is appropriated from the general fund of the state to
 8 35 the department of corrections for the fiscal year beginning
 9 1 July 1, 2001, and ending June 30, 2002, the following amounts,
 9 2 or so much thereof as is necessary, to be used for the
 9 3 purposes designated:

9 4 1. For general administration, including salaries,
 9 5 support, maintenance, employment of an education director and
 9 6 clerk to administer a centralized education program for the
 9 7 correctional system, miscellaneous purposes, and for not more
 9 8 than the following full-time equivalent positions:
 9 9 \$ 2,315,093
 9 10 FTEs 37.18

General Fund appropriation to the DOC for the Central Office.

DETAIL: This is a decrease of \$165,452 and no change in FTE positions for a 6.67% across-the-board reduction.

9 11 a. The department shall monitor the use of the
 9 12 classification model by the judicial district departments of
 9 13 correctional services and has the authority to override a
 9 14 district department's decision regarding classification of
 9 15 community-based clients. The department shall notify a
 9 16 district department of the reasons for the override.

Requires the DOC to monitor the Community-Based Corrections (CBC) District Departments' use of the risk/needs assessment model and permits the DOC to override a District Department's classification, upon notice to the District Department.

9 17 b. It is the intent of the general assembly that as a

Specifies that it is the intent of the General Assembly that, as a

9 18 condition of receiving the appropriation provided in this
9 19 subsection, the department of corrections shall not, except as
9 20 otherwise provided in paragraph "c", enter into a new
9 21 contract, unless the contract is a renewal of an existing
9 22 contract, for the expenditure of moneys in excess of \$100,000
9 23 during the fiscal year beginning July 1, 2001, for the
9 24 privatization of services performed by the department using
9 25 state employees as of July 1, 2001, or for the privatization
9 26 of new services by the department, without prior consultation
9 27 with any applicable state employee organization affected by
9 28 the proposed new contract and prior notification of the
9 29 cochairpersons and ranking members of the joint appropriations
9 30 subcommittee on the justice system.

condition of receiving appropriated funds, the DOC not enter into a contract in excess of \$100,000 for privatized services during FY 2002 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee. Existing contracts may be renewed without notification.

9 31 c. It is the intent of the general assembly that each
9 32 lease negotiated by the department of corrections with a
9 33 private corporation for the purpose of providing private
9 34 industry employment of inmates in a correctional institution
9 35 shall prohibit the private corporation from utilizing inmate
10 1 labor for partisan political purposes for any person seeking
10 2 election to public office in this state and that a violation
10 3 of this requirement shall result in a termination of the lease
10 4 agreement.

Specifies that it is the intent of the General Assembly that the DOC shall prohibit using inmate labor for partisan political activities within Iowa when contracting for inmate workers to be employed by a private business. Violation of these contract terms will result in termination of the contract.

10 5 d. It is the intent of the general assembly that as a
10 6 condition of receiving the appropriation provided in this
10 7 subsection, the department of corrections shall not enter into
10 8 a lease or contractual agreement pursuant to section 904.809
10 9 with a private corporation for the use of building space for
10 10 the purpose of providing inmate employment without providing
10 11 that the terms of the lease or contract establish safeguards
10 12 to restrict, to the greatest extent feasible, access by
10 13 inmates working for the private corporation to personal
10 14 identifying information of citizens.

Specifies that it is the intent of the General Assembly that as a condition of receiving the appropriated funds, the DOC, when contracting with a private business for inmate employment, shall restrict to the greatest extent feasible inmates' access to citizens' personal identifying information.

10 15 e. It is the intent of the general assembly that as a
 10 16 condition of receiving the appropriation provided in this
 10 17 subsection, the department of corrections shall not enter into
 10 18 any new agreement with a private for-profit agency or
 10 19 corporation for the purpose of transferring inmates under the
 10 20 custody of the department to a jail or correctional facility
 10 21 or institution in this state which is established, maintained,
 10 22 or operated by a private for-profit agency or corporation
 10 23 without prior approval by the general assembly.

Specifies that it is the intent of the General Assembly that, as a condition of receiving the appropriation in this subsection, the DOC shall not enter into a contract to place offenders in its custody in a private, for-profit facility without prior approval of the General Assembly.

10 24 2. For salaries, support, maintenance, miscellaneous
 10 25 purposes, and for not more than the following full-time
 10 26 equivalent positions at the correctional training center at
 10 27 Mt. Pleasant:
 10 28 \$ 473,479
 10 29 FTEs 8.07

General Fund appropriation to the DOC for the Corrections Training Center.

DETAIL: This is a decrease of \$31,455 and no change in FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$2,520 to eliminate depreciation expenses.
2. A decrease of \$28,935 for a 5.73% across-the-board reduction.

10 30 3. For educational programs for inmates at state penal
 10 31 institutions:
 10 32 \$ 3,075,014

General Fund appropriation to the DOC for educational programs for inmates.

DETAIL: This is a decrease of \$219,761 compared to the FY 2001 estimated net appropriation for a 6.67% across-the-board reduction.

10 33 It is the intent of the general assembly that moneys
 10 34 appropriated in this subsection shall be used solely for the
 10 35 purpose indicated and that the moneys shall not be transferred
 11 1 for any other purpose. In addition, it is the intent of the
 11 2 general assembly that the department shall consult with the
 11 3 community colleges in the areas in which the institutions are
 11 4 located to utilize moneys appropriated in this subsection to

Specifies that it is the intent of the General Assembly that these funds be used only for inmate education. Also specifies that the DOC shall consult with community colleges located within the area of the prisons on how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the Institutions.

Requires the DOC to establish guidelines and procedures to prioritize

11 5 fund the high school completion, high school equivalency
 11 6 diploma, adult literacy, and adult basic education programs in
 11 7 a manner so as to maintain these programs at the institutions.
 11 8 To maximize the funding for educational programs, the
 11 9 department shall establish guidelines and procedures to
 11 10 prioritize the availability of educational and vocational
 11 11 training for inmates based upon the goal of facilitating an
 11 12 inmate's successful release from the correctional institution.
 11 13 Notwithstanding section 8.33, moneys appropriated in this
 11 14 subsection that remain unobligated or unexpended at the close
 11 15 of the fiscal year shall not revert but shall remain available
 11 16 for expenditure only for the purpose designated in this
 11 17 subsection until the close of the succeeding fiscal year.

admission to educational and vocational programs to facilitate
 inmates' successful release from prison.

CODE: Requires that unexpended and unobligated educational
 program funds not revert to the General Fund but remain available in
 FY 2002 only for the specified purposes.

11 18 4. For the development of the departmentalwide Iowa
 11 19 corrections offender network (ICON) data system:
 11 20 \$ 559,980

General Fund appropriation to the DOC for the Iowa Corrections
 Offender Network.

DETAIL: This is a decrease of \$40,020 compared to the FY 2001
 estimated net appropriation for a 6.67% across-the-board reduction.

11 21 5. The department of corrections shall submit a report to
 11 22 the cochairpersons and ranking members of the joint
 11 23 appropriations subcommittee on the justice system and the
 11 24 legislative fiscal bureau, on or before January 15, 2002,
 11 25 concerning the development and implementation of the Iowa
 11 26 corrections offender network (ICON) data system. The report
 11 27 shall include a description of the system and functions, a
 11 28 plan for implementation of the system, including a timeline,
 11 29 resource and staffing requirements for the system, and a
 11 30 current status and progress report concerning the
 11 31 implementation of the system. In addition, the report shall
 11 32 specifically address the ability of the system to receive and
 11 33 transmit data between prisons, community-based corrections
 11 34 district departments, the judicial branch, board of parole,

Requires the DOC to report to the Chairpersons and Ranking
 Members of the Justice System Appropriations Subcommittee and the
 LFB by January 15, 2002, concerning the development and
 implementation of the Iowa Corrections Offender Network. Specifies
 the contents of the report.

11 35 the criminal and juvenile justice planning division of the
12 1 department of human rights, the department of public safety,
12 2 and other applicable governmental agencies. The report should
12 3 include a detailed discussion of the cooperation with other
12 4 state agencies and the judicial branch in the development and
12 5 implementation of the system.

12 6 6. The department of corrections shall annually provide a
12 7 report to the legislative fiscal bureau regarding the amount
12 8 of moneys deposited in the infrastructure account of the Iowa
12 9 state industries revolving fund during the fiscal year, the
12 10 infrastructure projects funded by the moneys, and the amount
12 11 transferred to the general fund of the state from the account
12 12 at the close of the fiscal year.

Requires the DOC to provide an annual report to the LFB regarding the infrastructure account established within the Iowa Prison Industries' Revolving Fund.

12 13 7. It is the intent of the general assembly that the
12 14 department of corrections shall continue to operate the
12 15 correctional farms under the control of the department at the
12 16 same or greater level of participation and involvement as
12 17 existed as of January 1, 2001, shall not enter into any rental
12 18 agreement or contract concerning any farmland under the
12 19 control of the department that is not subject to a rental
12 20 agreement or contract as of January 1, 2001, without prior
12 21 legislative approval, and shall further attempt to provide job
12 22 opportunities at the farms for inmates. The department shall
12 23 attempt to provide job opportunities at the farms for inmates
12 24 by encouraging labor-intensive farming or gardening where
12 25 appropriate, using inmates to grow produce and meat for
12 26 institutional consumption, researching the possibility of
12 27 instituting food canning and cook-and-chill operations, and
12 28 exploring opportunities for organic farming and gardening,
12 29 livestock ventures, horticulture, and specialized crops.

Specifies that it is the intent of the General Assembly that the DOC continue farm operations at the same or greater level as existed on January 1, 2001. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the prison farms.

12 30 8. The department of corrections shall submit a report to

Requires the DOC to submit a report to the General Assembly by

12 31 the general assembly by January 1, 2002, concerning moneys
 12 32 recouped from inmate earnings for the reimbursement of
 12 33 operational expenses of the applicable facility during the
 12 34 fiscal year beginning July 1, 2000, for each correctional
 12 35 institution and judicial district department of correctional
 13 1 services. In addition, each correctional institution and
 13 2 judicial district department of correctional services shall
 13 3 continue to submit a report to the legislative fiscal bureau
 13 4 on a monthly basis concerning moneys recouped from inmate
 13 5 earnings pursuant to sections 904.702, 904.809, and 905.14.

January 1, 2002, concerning the FY 2001 revenues recouped from inmate earnings for operational expenses for each prison and CBC District Department. Each prison and CBC District Department is required to submit monthly reports to the LFB concerning funds recovered from offenders for inmate deductions, private sector employment of inmates, and enrollment fees.

13 6 Sec. 6. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
 13 7 SERVICES.

13 8 1. There is appropriated from the general fund of the
 13 9 state to the department of corrections for the fiscal year
 13 10 beginning July 1, 2001, and ending June 30, 2002, the
 13 11 following amounts, or so much thereof as is necessary, to be
 13 12 allocated as follows:

13 13 a. For the first judicial district department of
 13 14 correctional services, including the treatment and supervision
 13 15 of probation and parole violators who have been released from
 13 16 the department of corrections violator program, the following
 13 17 amount, or so much thereof as is necessary:
 13 18 \$ 8,870,274

General Fund appropriation to the DOC for the First CBC District Department.

DETAIL: This is a decrease of \$262,710 and 1.50 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$45,000 for FY 2001 one-time costs.
2. A decrease of \$67,442 for sex offender hormonal therapy added two years ago.
3. An increase of \$94,574 and 2.50 FTE positions to annualize staff for new beds at the Dubuque Facility. The additional beds opened in February 2001.
4. A decrease of \$164,420 and 4.00 FTE positions for Field Services added last year.

5. A decrease of \$80,422 for a 0.90% across-the-board reduction.

13 19 b. For the second judicial district department of
 13 20 correctional services, including the treatment and supervision
 13 21 of probation and parole violators who have been released from
 13 22 the department of corrections violator program, the following
 13 23 amount, or so much thereof as is necessary:
 13 24 \$ 6,740,702

General Fund appropriation to the DOC for the Second CBC District Department.

DETAIL: This is a decrease of \$429,019 and 4.50 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$62,209 for sex offender hormonal therapy added two years ago.
2. A decrease of \$41,105 and 1.00 FTE position for Field Services added last year.
3. A decrease of \$264,591 and 3.50 FTE positions for a Drug Court added last year.
4. A decrease of \$61,114 for a 0.90% across-the-board reduction.

13 25 c. For the third judicial district department of
 13 26 correctional services, including the treatment and supervision
 13 27 of probation and parole violators who have been released from
 13 28 the department of corrections violator program, the following
 13 29 amount, or so much thereof as is necessary:
 13 30 \$ 4,033,736

General Fund appropriation to the Third CBC District Department.

DETAIL: This is a decrease of \$370,882 and 6.00 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$64,535 for sex offender hormonal therapy added two years ago.
2. A decrease of \$164,420 and 4.00 FTE positions for Field Services staff added last year.
3. A decrease of \$105,356 and 2.00 FTE positions for a Drug Court added last year.
4. A decrease of \$36,571 for a 0.90% across-the-board reduction.

13 31 d. For the fourth judicial district department of
 13 32 correctional services, including the treatment and supervision
 13 33 of probation and parole violators who have been released from
 13 34 the department of corrections violator program, the following
 13 35 amount, or so much thereof as is necessary:
 14 1 \$ 3,829,927

General Fund appropriation to the DOC for the Fourth CBC District Department.

DETAIL: This is an increase of \$651,842 and 12.50 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. An increase of \$608,079 and 12.50 FTE positions for the new, 25-bed residential facility for women offenders. The facility is anticipated to open in July 2001. The funding is based on a September 1, 2001, opening date.
2. An increase of \$98,836 for FY 2002 one-time costs for the new facility.
3. A decrease of \$20,349 for sex offender hormonal therapy added two years ago.
4. A decrease of \$34,724 for a 0.90% across-the-board reduction.

14 2 e. For the fifth judicial district department of
 14 3 correctional services, including the treatment and supervision
 14 4 of probation and parole violators who have been released from
 14 5 the department of corrections violator program, the following
 14 6 amount, or so much thereof as is necessary:
 14 7 \$ 11,823,192

General Fund appropriation to the DOC for the Fifth CBC District Department.

DETAIL: This is a decrease of \$456,906 and 5.00 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$144,186 for sex offender hormonal therapy added two years ago.
2. A decrease of \$205,525 and 5.00 FTE positions for Field Services staff added last year.
3. A decrease of \$107,195 for a 0.90% across-the-board reduction.
- 4.

14 8 f. For the sixth judicial district department of
 14 9 correctional services, including the treatment and supervision
 14 10 of probation and parole violators who have been released from
 14 11 the department of corrections violator program, the following
 14 12 amount, or so much thereof as is necessary:

General Fund appropriation to the DOC for the Sixth CBC District Department.

DETAIL: This is a decrease of \$397,811 and 0.06 FTE position compared to the FY 2001 estimated net appropriation. The change

14 13 \$ 8,941,214

includes:

1. A decrease of \$52,326 for sex offender hormonal therapy added two years ago.
2. A decrease of \$24,500 from urinalysis testing.
3. A decrease of \$24,287 and 0.06 FTE position for a vacant, part-time residential security position.
4. A decrease of \$296,698 from treatment contracts. The majority of this reduction is for the residential facility-based Operating While Intoxicated (OWI) treatment program. The District Department will reallocate existing staff to meet the mandatory licensure requirements for this prison-diversion program.

14 14 g. For the seventh judicial district department of
 14 15 correctional services, including the treatment and supervision
 14 16 of probation and parole violators who have been released from
 14 17 the department of corrections violator program, the following
 14 18 amount, or so much thereof as is necessary:
 14 19 \$ 5,157,571

General Fund appropriation to the DOC for the Seventh CBC District Department.

DETAIL: This is a decrease of \$185,594 and no change in FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$36,638 for sex offender hormonal therapy added two years ago.
2. A decrease of \$102,196 to offset the lease-purchase of a currently rented facility.
3. A decrease of \$46,760 for a 0.90% across-the-board reduction.

14 20 h. For the eighth judicial district department of
 14 21 correctional services, including the treatment and supervision
 14 22 of probation and parole violators who have been released from
 14 23 the department of corrections violator program, the following
 14 24 amount, or so much thereof as is necessary:
 14 25 \$ 5,033,178

General Fund appropriation to the DOC for the Eighth CBC District Department.

DETAIL: This is a decrease of \$180,169 and 2.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:

		<ol style="list-style-type: none"> 1. A decrease of \$52,326 for sex offender hormonal therapy added two years ago. 2. A decrease of \$82,210 and 2.00 FTE positions for Field Services staff added last year. 3. A decrease of \$45,633 for a 0.90% across-the-board reduction.
14 26	i. For the department of corrections for the assistance	General Fund appropriation to the DOC for the CBC Statewide Account.
14 27	and support of each judicial district department of	
14 28	correctional services, the following amount, or so much	
14 29	thereof as is necessary:	DETAIL: This is a decrease of \$5,457 compared to the FY 2001 estimated net appropriation. The change includes:
14 30	..... \$ 78,119	<ol style="list-style-type: none"> 1. A decrease of \$3,628 due to a reduction in out-of-state travel. 2. A decrease of \$1,829 for a 2.1% across-the-board reduction.
14 31	2. Each judicial district department of correctional	Requires each CBC District Department to continue programs and plans established within the District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions.
14 32	services shall continue programs and plans established within	
14 33	that district to provide for intensive supervision, sex	
14 34	offender treatment, diversion of low-risk offenders to the	
14 35	least restrictive sanction available, job development, and	
15 1	expanded use of intermediate criminal sanctions.	
15 2	3. The department of corrections shall continue to	Requires the DOC to continue to contract with a CBC District Department to provide a statewide electronic monitoring program.
15 3	contract with a judicial district department of correctional	
15 4	services to provide for the rental of electronic monitoring	
15 5	equipment which shall be available statewide.	DETAIL: The DOC contracts with the Fifth CBC District Department for services to all other CBC District Departments.
15 6	4. Each judicial district department of correctional	Requires all CBC District Departments and the DOC to continue the Treatment Alternatives to Street Crime (TASC) Program.
15 7	services and the department of corrections shall continue the	
15 8	treatment alternatives to street crime programs established in	
15 9	1989 Iowa Acts, chapter 225, section 9.	

15 10 5. The governor's office of drug control policy shall
15 11 consider federal grants made to the department of corrections
15 12 for the benefit of each of the eight judicial district
15 13 departments of correctional services as local government
15 14 grants, as defined pursuant to federal regulations.

Requires the Office of Drug Control Policy to consider grants made to the DOC for the benefit of the CBC District Departments as local government grants rather than State government grants or as defined by federal regulations.

15 15 6. A drug court established in a judicial district
15 16 department of correctional services shall only be offered to
15 17 offenders if an adjudication of guilt has been entered, and
15 18 felony offenses shall be given priority over misdemeanors.

Requires Drug Court Programs be offered to clients on a post-adjudication basis, and felony offenses are given priority over misdemeanors.

15 19 7. The department of corrections and the eight judicial
15 20 district departments of correctional services shall submit a
15 21 combined comprehensive report on the violator program and the
15 22 violator aftercare program to the cochairpersons and ranking
15 23 members of the joint appropriations subcommittee on the
15 24 justice system and to the legislative fiscal bureau by
15 25 December 1, 2001. The report shall include a description of
15 26 the program and each judicial district's criteria for
15 27 admission to the violator program at the Newton correctional
15 28 facility and the Iowa correctional institution for women, the
15 29 number of beds in the program, and the number of offenders
15 30 placed in the program for the fiscal years beginning July 1,
15 31 1999, and ending June 30, 2001. The report shall also contain
15 32 actual expenditures related to the program for each fiscal
15 33 year of the fiscal period beginning July 1, 1999, and ending
15 34 June 30, 2001, the budgeted expenditures for each fiscal year
15 35 of the fiscal period beginning July 1, 1999, and ending June
16 1 30, 2001, by revenue source, the characteristics of each
16 2 offender including the offender's race and gender, the number
16 3 of FTE positions used for the program, and quantitative
16 4 measures analyzing the success of the program.

Requires the DOC and CBC District Departments to submit one combined comprehensive report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LFB by December 1, 2001, on the violator program and the violator aftercare program. Specifies the content of the report.

16 5 8. In addition to the requirements of section 8.39, the

Requires the DOC to notify the LFB prior to transferring funds

16 6 department of corrections shall not make an intradepartmental
 16 7 transfer of moneys appropriated to the department, unless
 16 8 notice of the intradepartmental transfer is given prior to its
 16 9 effective date to the legislative fiscal bureau. The notice
 16 10 shall include information on the department's rationale for
 16 11 making the transfer and details concerning the work load and
 16 12 performance measures upon which the transfers are based.

between budget units. The DOC is required to explain why the transfer is needed, including workload and performance measures.

16 13 9. The department of corrections and the eight judicial
 16 14 district departments of correctional services shall submit a
 16 15 combined comprehensive report on the use of intermediate
 16 16 criminal sanctions program pursuant to chapter 901B to the
 16 17 cochairpersons and ranking members of the joint appropriations
 16 18 subcommittee on the justice system, and to the legislative
 16 19 fiscal bureau by January 15, 2002. The report shall include a
 16 20 description of the program and the criteria used for placement
 16 21 at each intermediate sanction level or sublevel of the
 16 22 corrections continuum within each district plan, the number of
 16 23 offenders placed at each intermediate sanction level or
 16 24 sublevel in each district for each fiscal year of the fiscal
 16 25 period beginning July 1, 1999, and ending June 30, 2001, the
 16 26 number of offenders expected to be placed in the program for
 16 27 the fiscal year beginning July 1, 2001, and ending June 30,
 16 28 2002, and the capacity for each level and sublevel within the
 16 29 continuum. The report shall also contain actual expenditures
 16 30 related to the continuum for each fiscal year of the fiscal
 16 31 period beginning July 1, 1999, and ending June 30, 2001, the
 16 32 budgeted expenditures for each fiscal year of the fiscal
 16 33 period beginning July 1, 1999, and ending June 30, 2001, by
 16 34 revenue source, the characteristics of each offender including
 16 35 the offender's race and gender at each level and sublevel, the
 17 1 number of FTE positions working in positions related to the
 17 2 continuum, and quantitative measures analyzing the success of
 17 3 the program.

Requires the DOC and the CBC District Departments to report to the Chairs and Ranking Members of the Justice System Appropriations Subcommittee and the LFB by January 15, 2002, concerning the implementation and effectiveness of the Intermediate Criminal Sanctions Program. Specifies the contents of the report.

17 4 10. The department of corrections in cooperation with the

Requires the DOC and CBC District Departments to implement

17 5 second, third, fourth, and fifth judicial district departments
17 6 of correctional services, shall implement procedures to
17 7 provide continuing evaluation of the drug courts. The
17 8 evaluation shall include a description of the two models
17 9 currently being used by the judicial districts, a description
17 10 of the program, criteria for admission, program capacity,
17 11 number of offenders in the program by offense class, program
17 12 expenditures, and quantitative outcome measures including
17 13 successful completion and recidivism rates.

procedures for the evaluation of drug courts.

17 14 Sec. 7. CORRECTIONAL INSTITUTIONS -- VOCATIONAL TRAINING.

17 15 1. The state prison industries board and the department of
17 16 corrections shall continue the implementation of a plan to
17 17 enhance vocational training opportunities within the
17 18 correctional institutions listed in section 904.102, as
17 19 provided in 1993 Iowa Acts, chapter 171, section 12. The plan
17 20 shall provide for increased vocational training opportunities
17 21 within the correctional institutions, including the
17 22 possibility of approving community college credit for inmates
17 23 working in prison industries. The department of corrections
17 24 shall provide a report concerning the implementation of the
17 25 plan to the cochairpersons and ranking members of the joint
17 26 appropriations subcommittee on the justice system and the
17 27 legislative fiscal bureau, on or before January 15, 2002.

Requires the State Prison Industries Board and the DOC to continue to implement the plan for enhancement of vocational training opportunities within the Institutions. The plan is to provide for increased vocational training opportunities and the possibility for inmates to earn community college credit for working in prison industries. The DOC is to report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LFB by January 15, 2002.

17 28 2. It is the intent of the general assembly that each
17 29 correctional facility make all reasonable efforts to maintain
17 30 vocational education programs for inmates and to identify
17 31 available funding sources to continue these programs. The
17 32 department of corrections shall submit a report to the general
17 33 assembly by January 1, 2002, concerning the efforts made by
17 34 each correctional facility in maintaining vocational education
17 35 programs for inmates.

Specifies that it is the intent of the General Assembly that the DOC make all reasonable efforts to maintain vocational education programs and seek additional funding to continue the programs. Requires the DOC to submit a report to the General Assembly by January 1, 2002, concerning efforts to maintain the vocational education programs for inmates.

18 1 3. The department of corrections shall submit a report on

Requires the DOC to submit a report to the General Assembly,

18 2 inmate labor to the general assembly, the cochairpersons, and
 18 3 the ranking members of the joint appropriations subcommittee
 18 4 on the justice system, and to the legislative fiscal bureau by
 18 5 January 15, 2002. The report shall specifically address the
 18 6 progress the department has made in implementing the
 18 7 requirements of section 904.701, inmate labor on capital
 18 8 improvement projects, community work crews, and private-sector
 18 9 employment.

Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LFB by January 15, 2002, regarding inmate labor. Specifies the content of the report.

18 10 4. Each month the department shall provide a status report
 18 11 regarding private-sector employment to the legislative fiscal
 18 12 bureau beginning on July 1, 2001. The report shall include
 18 13 the number of offenders employed in the private sector, the
 18 14 combined number of hours worked by the offenders, and the
 18 15 total amount of allowances, and the distribution of allowances
 18 16 pursuant to section 904.702, including any moneys deposited in
 18 17 the general fund of the state.

Requires the DOC to provide a monthly status report to the LFB regarding private sector employment of inmates.

18 18 Sec. 8. STATE PUBLIC DEFENDER. There is appropriated from
 18 19 the general fund of the state to the office of the state
 18 20 public defender of the department of inspections and appeals
 18 21 for the fiscal year beginning July 1, 2001, and ending June
 18 22 30, 2002, the following amount, or so much thereof as is
 18 23 necessary, for the purposes designated:
 18 24 \$ 34,607,759

General Fund appropriation to the Department of Inspections and Appeals for the State Public Defender's Office.

DETAIL: This is a decrease of \$992,716 and an increase of 1.00 FTE position compared to the FY 2001 estimated net appropriation.

18 25 The funds appropriated and full-time equivalent positions
 18 26 authorized in this section are allocated as follows:
 18 27 1. For salaries, support, maintenance, and miscellaneous
 18 28 purposes, and for not more than the following full-time
 18 29 equivalent positions:
 18 30 \$ 14,267,794
 18 31 FTEs 202.00

Allocates the General Fund appropriation for the State Public Defender's Office.

DETAIL: This is a decrease of \$128,305 and an increase of 1.00 FTE position compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$128,305 for a 0.89% across-the-board reduction.
2. An increase of 1.00 FTE position to convert a contract position to a

State employee.

18 32 2. For the fees of court-appointed attorneys for indigent
 18 33 adults and juveniles, in accordance with section 232.141 and
 18 34 chapter 815:
 18 35 \$ 20,339,965

Allocates the General Fund appropriation for the Indigent Defense Program.

DETAIL: This is a decrease of \$864,411 compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$680,000 based on the FY 2000 appropriation to the Department of Human Services.
2. A decrease of \$184,411 for a 0.90% across-the-board reduction.

19 1 Sec. 9. IOWA LAW ENFORCEMENT ACADEMY. There is
 19 2 appropriated from the general fund of the state to the Iowa
 19 3 law enforcement academy for the fiscal year beginning July 1,
 19 4 2001, and ending June 30, 2002, the following amount, or so
 19 5 much thereof as is necessary, to be used for the purposes
 19 6 designated:

19 7 1. For salaries, support, maintenance, miscellaneous
 19 8 purposes, including jailer training and technical assistance,
 19 9 and for not more than the following full-time equivalent
 19 10 positions:
 19 11 \$ 1,306,546
 19 12 FTEs 29.05

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

DETAIL: This is a decrease of \$94,596 and 1.00 FTE positions compared to FY 2001 estimated net appropriation.

19 13 It is the intent of the general assembly that the Iowa law
 19 14 enforcement academy may provide training of state and local
 19 15 law enforcement personnel concerning the recognition of and
 19 16 response to persons with Alzheimer's disease.

Specifies that it is the intent of the General Assembly that the Iowa Law Enforcement Academy may offer training for law enforcement officers in recognizing and responding to persons with Alzheimer's disease.

19 17 2. The Iowa law enforcement academy may select at least
 19 18 five automobiles of the department of public safety, division
 19 19 of the Iowa state patrol, prior to turning over the
 19 20 automobiles to the state fleet administrator to be disposed of
 19 21 by public auction and the Iowa law enforcement academy may
 19 22 exchange any automobile owned by the academy for each
 19 23 automobile selected if the selected automobile is used in
 19 24 training law enforcement officers at the academy. However,
 19 25 any automobile exchanged by the academy shall be substituted
 19 26 for the selected vehicle of the department of public safety
 19 27 and sold by public auction with the receipts being deposited
 19 28 in the depreciation fund to the credit of the department of
 19 29 public safety, division of the Iowa state patrol.

Allows the Iowa Law Enforcement Academy to annually select at least five vehicles being turned in to the State fleet administrator by the Department of Public Safety and exchange them for any of the Academy's training vehicles. The vehicles received by the Department of Public Safety from the Academy are to be sold at public auction. Requires the receipts be deposited into the depreciation fund used to purchase new vehicles for the Department of Public Safety.

19 30 Sec. 10. BOARD OF PAROLE. There is appropriated from the
 19 31 general fund of the state to the board of parole for the
 19 32 fiscal year beginning July 1, 2001, and ending June 30, 2002,
 19 33 the following amount, or so much thereof as is necessary, to
 19 34 be used for the purposes designated:

19 35 For salaries, support, maintenance, miscellaneous purposes,
 20 1 and for not more than the following full-time equivalent
 20 2 positions:
 20 3 \$ 1,019,507
 20 4 FTEs 16.50

General Fund appropriation for the Parole Board.

DETAIL: This is a reduction of \$60,210 and 1.50 FTE positions compared to the FY 2001 estimated net appropriation. The change includes:

1. A decrease of \$62,290 and 1.50 FTE positions to eliminate a vacant Administrative Law Judge position and a vacant part-time clerk position.
2. An increase of \$14,188 to increase Board members' per diem from 133 to 151 days.
3. A decrease of \$3,993 from office supplies.
4. A decrease of \$8,115 for a 0.80% across-the-board reduction.

20 5 A portion of the funds appropriated in this section shall
 20 6 be used to continue a pilot program for probation violations
 20 7 in the sixth judicial district department of correctional
 20 8 services. Data shall be maintained to evaluate the pilot
 20 9 program.

Requires the Parole Board to continue the probation revocation pilot project in the Sixth CBC District Department. Data to evaluate the project is to be collected and maintained.

20 10 Sec. 11. DEPARTMENT OF PUBLIC DEFENSE. There is

20 11 appropriated from the general fund of the state to the
 20 12 department of public defense for the fiscal year beginning
 20 13 July 1, 2001, and ending June 30, 2002, the following amounts,
 20 14 or so much thereof as is necessary, to be used for the
 20 15 purposes designated:

20 16 1. MILITARY DIVISION

20 17 For salaries, support, maintenance, miscellaneous purposes,
 20 18 and for not more than the following full-time equivalent
 20 19 positions:

20 20 \$ 5,190,924
 20 21 FTEs 259.76

General Fund appropriation to the Military Division of the Department of Public Defense.

DETAIL: This is a decrease of \$41,825 compared to FY 2001 estimated net appropriation. This is a 0.80% across-the-board reduction. This is an increase of 3.00 FTE positions as follows: 1.50 FTE positions for Sioux City and 1.50 FTE positions for Des Moines. The funding for these FTE positions was received through federal funding in FY 2001.

20 22 If there is a surplus in the general fund of the state for
 20 23 the fiscal year ending June 30, 2002, within 60 days after the
 20 24 close of the fiscal year, the military division may incur up
 20 25 to an additional \$500,000 in expenditures from the surplus
 20 26 prior to transfer of the surplus pursuant to section 8.57.

Allows the Military Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.

DETAIL: The Military Division can experience a delay of up to 30 days to receive federal reimbursements for eligible expenses. This authorization allows the Division to borrow State General Fund dollars to cover federal reimbursable expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that allows the State to receive an advance of federal funds in order to provide funding to meet payroll and other requirements. The Division has implemented the accounting procedures to use the new System.

20 27 2. EMERGENCY MANAGEMENT DIVISION

20 28 For salaries, support, maintenance, miscellaneous purposes,
 20 29 and for not more than the following full-time equivalent
 20 30 positions:

General Fund appropriation to the Emergency Management Division of the Department of Public Defense.

DETAIL: This is a decrease of \$8,474 compared to FY 2001. This is

PG LN	LSB1107S	Explanation	
20 31	..... \$ 1,051,608	a 0.80% across-the-board reduction and no change in FTE positions compared to the FY 2001 estimate net appropriation.
20 32	..... FTEs 25.25	
20 33	Sec. 12. DEPARTMENT OF PUBLIC SAFETY. There is		
20 34	appropriated from the general fund of the state to the		
20 35	department of public safety for the fiscal year beginning July		
21 1	1, 2001, and ending June 30, 2002, the following amounts, or		
21 2	so much thereof as is necessary, to be used for the purposes		
21 3	designated:		
21 4	1. For the department's administrative functions,		General Fund appropriation to the Department of Public Safety for the Administrative Services Division.
21 5	including the criminal justice information system, and for not		
21 6	more than the following full-time equivalent positions:		
21 7	..... \$ 2,449,533	DETAIL: This is a decrease of \$179,978 and an increase of 1.00 FTE positions compared to the FY 2001 estimated net appropriation. It includes the reduction of a new technology FTE position, equipment costs, and vehicle depreciation funding. An additional 3.20% general reduction was applied.
21 8	..... FTEs 39.80	
21 9	2. For the division of criminal investigation and bureau		General Fund appropriation to the Department of Public Safety for the Criminal Investigation Division.
21 10	of identification including the state's contribution to the		
21 11	peace officers' retirement, accident, and disability system		
21 12	provided in chapter 97A in the amount of 17 percent of the		
21 13	salaries for which the funds are appropriated, to meet federal		
21 14	fund matching requirements, and for not more than the		
21 15	following full-time equivalent positions:		
21 16	..... \$ 11,931,266	DETAIL: This is a decrease of \$958,927 and 2.00 FTE positions compared to FY 2001 estimated net appropriation. It includes a reduction in equipment costs, vehicle depreciation, and overtime, and a reduction of \$255,000 and 4.00 FTE positions that were added to the Department in FY 2001. An additional 2.50% general reduction was applied.
21 17	..... FTEs 233.50	
21 18	The division of criminal investigation is authorized an		Allows the DCI to add 2.00 FTE positions to create an Elderly Crime Unit within the Department of Criminal Investigation. The two FTE
21 19	additional 2.00 FTEs for the establishment of an elderly crime		

21 20 unit if federal funding is obtained. If federal funding is
 21 21 obtained and then subsequently discontinued, the additional
 21 22 2.00 FTEs shall be eliminated.

positions are contingent upon the receipt of federal funds.

21 23 Riverboat enforcement costs shall be billed in accordance
 21 24 with section 99F.10, subsection 4. The costs shall be not
 21 25 more than the department's estimated expenditures, including
 21 26 salary adjustment, for riverboat enforcement for the fiscal
 21 27 year.

Requires the Department of Public Safety to bill riverboats for 80.00% of the gaming enforcement officers' salaries plus no more than \$125,000 in support costs.

21 28 The department of public safety, with the approval of the
 21 29 department of management, may employ no more than two special
 21 30 agents and four gaming enforcement officers for each
 21 31 additional riverboat regulated after July 1, 2001, and one
 21 32 special agent for each racing facility which becomes
 21 33 operational during the fiscal year which begins July 1, 2001.
 21 34 One additional gaming enforcement officer, up to a total of
 21 35 four per boat, may be employed for each riverboat that has
 22 1 extended operations to 24 hours and has not previously
 22 2 operated with a 24-hour schedule. Positions authorized in
 22 3 this paragraph are in addition to the full-time equivalent
 22 4 positions otherwise authorized in this subsection.

Permits the Department of Public Safety to employ a maximum of two special agents and four gaming enforcement officers upon receiving approval from the DOM for new riverboats licensed after July 1, 2000, and for riverboats that have extended operations to 24 hours. Also, permits the employment of one special agent for each racing facility that becomes operational during FY 2001.

22 5 3. a. For the division of narcotics enforcement,
 22 6 including the state's contribution to the peace officers'
 22 7 retirement, accident, and disability system provided in
 22 8 chapter 97A in the amount of 17 percent of the salaries for
 22 9 which the funds are appropriated, to meet federal fund
 22 10 matching requirements, and for not more than the following
 22 11 full-time equivalent positions:
 22 12 \$ 3,501,690
 22 13 FTEs 61.00

General Fund appropriation to the Department of Public Safety for the Narcotics Enforcement Division.

DETAIL: This is a decrease of \$704,784 and 4.00 FTE positions compared to FY 2001 estimated net appropriation. It includes a reduction in equipment costs, vehicle funds, and overtime, and a decrease of \$348,000 and 4.00 FTE positions that were added in FY 2001. There was a \$114,832 reduction in one-time costs for FY 2001. An additional 1.30% general reduction was applied.

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Explanation

22 14 b. For the division of narcotics enforcement for
 22 15 undercover purchases:
 22 16 \$ 129,804

General Fund appropriation to the Department of Public Safety for undercover purchases by the Division of Narcotics Enforcement.

DETAIL: This is a decrease of \$9,398 compared to FY 2001 estiamted net appropriation for undercover operations.

22 17 4. a. For the state fire marshal's office, including the
 22 18 state's contribution to the peace officers' retirement,
 22 19 accident, and disability system provided in chapter 97A in the
 22 20 amount of 17 percent of the salaries for which the funds are
 22 21 appropriated, and for not more than the following full-time
 22 22 equivalent positions:
 22 23 \$ 1,831,002
 22 24 FTEs 36.80

General Fund appropriation to the Department of Public Safety for the State Fire Marshal's Office.

DETAIL: This is a decrease of \$172,537 and no change in FTE positions compared to FY 2001 estiamted net appropriation. The reduction includes existing vacancies, vehicle funds, and equipment. A reduction of \$72,690 in one-time costs was included. A 0.90% across-the-board reduction was applied.

22 25 b. For the state fire marshal's office, for fire
 22 26 protection services as provided through the state fire service
 22 27 and emergency response council as created in the department,
 22 28 and for not more than the following full-time equivalent
 22 29 positions:
 22 30 \$ 606,460
 22 31 FTEs 12.00

General Fund appropriation of \$606,460 to the State Fire Marshal's Office.

DETAIL: Maintains current level of funding.

22 32 5. For the capitol police division, including the state's
 22 33 contribution to the peace officers' retirement, accident, and
 22 34 disability system provided in chapter 97A in the amount of 17
 22 35 percent of the salaries for which the funds are appropriated
 23 1 and for not more than the following full-time equivalent
 23 2 positions:
 23 3 \$ 1,240,582

General Fund appropriation to the Department of Public Safety for the Capitol Police Division.

DETAIL: This is a decrease of \$150,830 and 1.00 FTE position compared to the FY 2001 estiamted net appropriation.

23 4	..... FTEs	26.00	
23 5	6. For the division of the Iowa state patrol of the		General Fund appropriation to the Department of Public Safety for the
23 6	department of public safety, for salaries, support,		Iowa State Patrol.
23 7	maintenance, workers' compensation costs, and miscellaneous		
23 8	purposes, including the state's contribution to the peace		DETAIL: This is a decrease of \$3,696,760 and 13.00 FTE positions
23 9	officers' retirement, accident, and disability system provided		compared to the FY 2001 estimated net appropriation. It includes a
23 10	in chapter 97A in the amount of 17 percent of the salaries for		reduction of \$984,028 and 9.00 FTE positions due to vacant positions
23 11	which the funds are appropriated, and for not more than the		and retirements plus a reduction in overtime and extra help; a
23 12	following full-time equivalent positions:		decrease of \$309,000 to establish a sick leave payout fund; a
23 13	..... \$	35,760,633	reduction of \$284,546 and 4.00 FTE positions in the Drug Abuse
23 14	..... FTEs	567.25	Resistance Education Program. An additional 5.50% general
			reduction was applied.
23 15	7. For costs associated with the maintenance of the		
23 16	automated fingerprint information system (AFIS):		General Fund appropriation for the Automated Fingerprint Information
23 17	..... \$	239,743	System of the Department of Public Safety.
			DETAIL: This is a decrease of \$29,682 compared to FY 2001
			estimated net appropriation in the amount available for maintenance
			and upgrades for the Automated Fingerprint Information System.
23 18	8. For deposit in the public safety law enforcement sick-		
23 19	leave benefit fund established under section 80.40, for all		General Fund appropriation of \$288,139 to create a non-reversionary
23 20	departmental employees eligible to receive benefits for		fund in the Department of Public Safety to be used for sick leave
23 21	accrued sick leave under the collective bargaining agreement:		payout.
23 22	..... \$	288,139	DETAIL: This is a new appropriation.
23 23	9. An employee of the department of public safety who		
23 24	retires after July 1, 2001, but prior to June 30, 2002, is		Allows employees of the Department of Public Safety who retire after
23 25	eligible for payment of life or health insurance premiums as		July 1, 2000, but prior to June 30, 2001, to be eligible for insurance
23 26	provided for in the collective bargaining agreement covering		benefits as provided for by the collective bargaining agreement. The
			employees must have previously served in positions that would have

23 27 the public safety bargaining unit at the time of retirement if
 23 28 that employee previously served in a position which would have
 23 29 been covered by the agreement. The employee shall be given
 23 30 credit for the service in that prior position as though it
 23 31 were covered by that agreement. The provisions of this
 23 32 subsection shall not operate to reduce any retirement benefits
 23 33 an employee may have earned under other collective bargaining
 23 34 agreements or retirement programs.

been covered by the agreement.

23 35 10. For costs associated with the training and equipment
 24 1 needs of volunteer fire fighters and for not more than the
 24 2 following full-time equivalent positions:
 24 3 \$ 573,154
 24 4 FTEs 1.00

General Fund appropriation to the Department of Public Safety for Volunteer Fire Fighter Training Grants.

DETAIL: This is a decrease of \$141,536 and no change in FTE positions compared to FY 2001 estimated net appropriation.

24 5 Notwithstanding section 8.33, moneys appropriated in this
 24 6 subsection that remain unobligated or unexpended at the close
 24 7 of the fiscal year shall not revert but shall remain available
 24 8 for expenditure only for the purpose designated in this
 24 9 subsection until the close of the succeeding fiscal year.

CODE: Allows the balance remaining at the end of the fiscal year to carry forward to the next fiscal year for fire fighter training grants.

24 10 DIVISION II
 24 11 SUPPLEMENTAL APPROPRIATION

24 12 Sec. 13. SUPPLEMENTAL APPROPRIATION TO THE FORT MADISON
 24 13 CORRECTIONAL FACILITY. There is appropriated from the general
 24 14 fund of the state to the department of corrections for the
 24 15 fiscal year beginning July 1, 2000, and ending June 30, 2001,
 24 16 the following amount, or so much thereof as is necessary, to
 24 17 be used for the purposes designated, in addition to the
 24 18 appropriation made for those purposes in 2000 Iowa Acts,
 24 19 chapter 1229, section 4:
 24 20 For compliance at the Fort Madison correctional facility,

General Fund FY 2001 supplemental appropriation for the Fort Madison Correctional Facility.

DETAIL: This expense is offset by a one-time payment from the federal Bureau of Prisons for the DOC agreeing to enter into a 10-year contract to hold federal detainees in the Iowa prison system. The FY 2002 General Fund appropriation is reduced by \$2.00 million.

24 21 including salaries, support, maintenance, and miscellaneous
24 22 purposes:
24 23 \$ 2,000,000

24 24 Notwithstanding section 8.33, moneys appropriated in this
24 25 section that remain unencumbered or unobligated at the close
24 26 of the fiscal year shall not revert but shall remain available
24 27 for expenditure in subsequent fiscal years for the purposes
24 28 specified in the section.

CODE: Allows the balance remaining at the end of the fiscal year to carry forward to the next fiscal year.

24 29 Sec. 14. EFFECTIVE DATE. This division of this Act, being
24 30 deemed of immediate importance, takes effect upon enactment.

Specifies that Division II, relating to the General Fund supplemental appropriation for FY 2001 for the Fort Madison Correctional Facility, takes effect upon enactment.

24 31 DIVISION III
24 32 CODE CHANGES

24 33 Sec. 15. Section 18.6, subsection 16, Code 2001, is
24 34 amended by striking the subsection.

CODE: Eliminates the requirement that the DOC must contract for any type of construction project in excess of \$25,000 using inmate labor.

24 35 Sec. 16. Section 18.120, Code 2001, is amended to read as
25 1 follows:
25 2 18.120 REPLACEMENT FUND.
25 3 1. The state fleet administrator shall maintain a
25 4 depreciation fund for the purchase of replacement motor
25 5 vehicles and additions to the fleet. The state fleet
25 6 administrator's records shall show the total funds deposited
25 7 by and credited to each department or agency thereof. At the
25 8 end of each month, the state fleet administrator shall render
25 9 a statement to each state department or agency thereof for
25 10 additions to the fleet and total depreciation credited to that
25 11 department or agency. Such depreciation expense shall be paid

CODE: Permits the DOC to not pay depreciation expenses into the Vehicle Replacement Fund.

25 12 by the state departments or agencies in the same manner as
25 13 other expenses of such department are paid, and shall be
25 14 deposited in the depreciation fund to the credit of the
25 15 department or agency thereof. The funds credited to each
25 16 department or agency thereof shall remain the property of the
25 17 department or agency. However, at the end of each biennium,
25 18 the state fleet administrator shall cause to revert to the
25 19 fund from which it accumulated any unassigned depreciation.
25 20 2. The department of corrections is not obligated to pay
25 21 the depreciation expense otherwise required by this section.

25 22 Sec. 17. NEW SECTION. 80.42 SICK LEAVE BENEFITS FUND.

25 23 1. A sick leave benefits fund is established in the office
25 24 of the treasurer of state under the control of the department
25 25 of public safety. The moneys annually credited to the fund
25 26 are appropriated to the department to pay health and life
25 27 insurance monthly premium costs for retired departmental
25 28 employees and beneficiaries who are eligible to receive
25 29 benefits for accrued sick leave under the collective
25 30 bargaining agreement with the state police officers council or
25 31 pursuant to section 70A.23.

25 32 2. Notwithstanding section 12C.7, subsection 2, interest
25 33 or earnings on moneys credited to the sick leave benefits fund
25 34 shall be credited to the sick leave benefits fund.

25 35 Notwithstanding section 8.33, moneys credited to the sick
26 1 leave benefits fund at the end of a fiscal year shall not
26 2 revert to any other fund but shall remain in the fund for
26 3 purposes of the fund.

26 4 3. Notwithstanding section 8.39, if funds are needed to
26 5 pay monthly premium costs as provided for in subsection 1,
26 6 sufficient funds may be transferred and credited to the sick
26 7 leave benefits fund from any moneys appropriated to the
26 8 department.

CODE: Establishes a non-reversionary fund to be used for sick leave payout within the Department of Public Safety.

FISCAL IMPACT: The fiscal impact is \$288,139 to create a non-reversionary fund within the Department of Public Safety to establish a sick leave payout fund.

26 9 Sec. 18. Section 904.315, Code 2001, is amended to read as

CODE: Eliminates the requirement that the DOC must contract for

26 10 follows:	any type of construction project in excess of \$25,000 using inmate labor.
26 11 904.315 CONTRACTS FOR IMPROVEMENTS.	
26 12 The director of the department of general services shall,	
26 13 in writing, let all contracts for authorized improvements	
26 14 costing in excess of twenty-five thousand dollars under	
26 15 chapter 18. Upon prior authorization by the director,	
26 16 improvements costing five thousand dollars or less may be made	
26 17 by the superintendent of any institution.	
26 18 A contract is not required for improvements at a state	
26 19 institution where the labor of inmates is to be used if the	
26 20 contract is not for a construction, reconstruction,	
26 21 demolition, or repair project or improvement with an estimated	
26 22 cost in excess of twenty-five thousand dollars.	
26 23 Sec. 19. Section 904.513, subsection 2, Code 2001, is	CODE: Requires that the average daily cost does not include
26 24 amended to read as follows:	administrative costs for the counties reimbursed by the DOC for
26 25 2. Upon request by the director a county shall provide	county confinement.
26 26 temporary confinement for offenders allegedly violating the	
26 27 conditions of assignment to a program under this chapter, if	
26 28 space is available in the county. The department shall	
26 29 negotiate a reimbursement rate with each county. The amount	
26 30 to be reimbursed shall be determined by multiplying the number	
26 31 of days a person is confined by the average daily cost of	
26 32 confining a person in the county facility as negotiated with	
26 33 the department. <u>The average daily cost shall not include</u>	
26 34 <u>administrative costs.</u> A county holding offenders in jail due	
26 35 to insufficient space in a community residential facility	
27 1 shall be reimbursed <u>as provided in this subsection.</u> Payment	
27 2 shall be made upon submission of a voucher executed by the	
27 3 sheriff and approved by the director.	
27 4 Sec. 20. Section 904.809, subsection 5, paragraph c,	CODE: Transfers General Fund deposits generated by deductions
27 5 subparagraph (3), Code 2001, is amended to read as follows:	from inmate wages employed in private sector jobs to the Iowa Prison
27 6 (3) Any balance remaining after the deductions made under	Industries Revolving Fund.
27 7 subparagraphs (1) and (2) shall represent the costs of the	

27 8 inmate's incarceration and shall be deposited, effective July
 27 9 1, 2000, ~~in the general fund of the state 2001, in the~~
 27 10 infrastructure account of the Iowa state industries revolving
 27 11 fund established in section 904.813.

DETAIL: Estimated FY 2001 General Fund receipts are \$838,000.

FISCAL IMPACT: This reduces General Fund receipts by \$838,000 in FY 2002.

27 12 Sec. 21. Section 904.813, subsection 4, Code 2001, is
 27 13 amended to read as follows:
 27 14 4. The fund established by this section shall not revert
 27 15 to the general fund of the state at the end of any annual or
 27 16 biennial period and the investment proceeds earned from the
 27 17 balance of the fund shall be credited to the fund and used for
 27 18 the purposes provided for in this section. However, an
 27 19 infrastructure account is established in the fund for deposit
 27 20 of net revenues from inmate labor under section 904.809 and
 27 21 moneys in the account that remain unobligated or unencumbered
 27 22 at the close of the fiscal year shall be transferred to the
 27 23 general fund of the state.

CODE: Creates an infrastructure account within Iowa Prison Industries' Revolving Fund for receipt of allowances from inmates employed in private sector jobs.

27 24 Sec. 22. Section 904.908, subsection 2, Code 2001, is
 27 25 amended to read as follows:
 27 26 2. The Iowa department of corrections shall negotiate a
 27 27 reimbursement rate with each county for the temporary
 27 28 confinement of alleged violators of work release conditions
 27 29 who are in the custody of the director of the Iowa department
 27 30 of corrections or who are housed or supervised by the judicial
 27 31 district department of correctional services. The amount to
 27 32 be reimbursed shall be determined by multiplying the number of
 27 33 days a person is confined by the average daily cost of
 27 34 confining a person in the county facility as negotiated with
 27 35 the department. The average daily cost shall not include
 28 1 administrative costs. Payment shall be made upon submission
 28 2 of a voucher executed by the sheriff and approved by the
 28 3 director of the Iowa department of corrections.

CODE: Requires that the average daily cost does not include administrative costs for the counties reimbursed by the DOC for county confinement.

28 4 Sec. 23. Section 906.17, subsection 2, Code 2001, is

CODE: Requires the average daily cost to not include administrative

28 5 amended to read as follows:	costs of counties that are reimbursed by DOC for county confinement.
28 6 2. The Iowa department of corrections shall reimburse a	
28 7 county for the temporary confinement of alleged parole	
28 8 violators. The amount to be reimbursed shall be determined by	
28 9 multiplying the number of days confined by the average daily	
28 10 cost of confining a person in the county facility as	
28 11 negotiated by the department. <u>The average daily cost shall</u>	
28 12 <u>not include administrative costs.</u> Payment shall be made upon	
28 13 submission of a voucher executed by the sheriff and approved	
28 14 by the director of the Iowa department of corrections.	
28 15 Sec. 24. 1998 Iowa Acts, chapter 1101, section 15,	CODE: Continues funding from the Wireless E911 Emergency
28 16 subsection 2, as amended by 1999 Iowa Acts, chapter 202,	Communications Fund for the Emergency Management Division,
28 17 section 25, and as amended by 2000 Iowa Acts, chapter 1229,	Department of Public Defense, through FY 2001. The Division
28 18 section 25, is amended to read as follows:	receives up to \$200,000 for administration of the implementation of
28 19 2. a. There is appropriated from surcharge moneys	the wireless E911 service.
28 20 received by the E911 administrator and deposited into the	
28 21 wireless E911 emergency communications fund, for each fiscal	
28 22 year in the fiscal period beginning July 1, 1998, and ending	
28 23 June 30, 2004 <u>2002</u> , an amount not to exceed two hundred	
28 24 thousand dollars to be used for the implementation, support,	
28 25 and maintenance of the functions of the E911 administrator.	
28 26 The amount appropriated in this paragraph includes any amounts	
28 27 necessary to reimburse the division of emergency management of	
28 28 the department of public defense pursuant to paragraph "b".	
28 29 b. Notwithstanding the distribution formula in section	
28 30 34A.7A, as enacted in this Act, and prior to any such	
28 31 distribution, of the initial surcharge moneys received by the	
28 32 E911 administrator and deposited into the wireless E911	
28 33 emergency communications fund, for each fiscal year in the	
28 34 fiscal period beginning July 1, 1998, and ending June 30, 2004	
28 35 <u>2002</u> , an amount is appropriated to the division of emergency	
29 1 management of the department of public defense as necessary to	
29 2 reimburse the division for amounts expended for the	
29 3 implementation, support, and maintenance of the E911	
29 4 administrator, including the E911 administrator's salary.	

29 5 EXPLANATION

29 6 This bill makes appropriations for the 2001-2002 fiscal

29 7 year to the departments of justice, corrections, public

29 8 defense, and public safety, Iowa law enforcement academy,

29 9 office of public defender, and the board of parole.

29 10 The bill makes a supplemental appropriation to the Fort

29 11 Madison correctional facility for the 2000-2001 fiscal year.

29 12 The supplemental appropriation takes effect upon enactment.

29 13 The bill permits the department of public safety to add

29 14 2.00 FTEs for the prevention of crime against the elderly,

29 15 provided that federal grant money has been secured. The bill

29 16 provides that the additional 2.00 FTEs are to be eliminated if

29 17 the federal money is discontinued.

29 18 The bill requires drug courts to be offered only to

29 19 offenders if an adjudication of guilt has been entered, and

29 20 that the drug courts shall give priority to felony offenses

29 21 over misdemeanors.

29 22 The bill provides that the department of corrections in

29 23 cooperation with the judicial districts shall implement

29 24 procedures to evaluate the drug courts.

29 25 The bill requires the department of justice and the

29 26 department of corrections assist local regional jail

29 27 development authorities in issuing a report regarding the

29 28 development of regional jails.

29 29 The bill also makes several statutory changes. The bill

29 30 extends the use of wireless E911 emergency communications fund

29 31 moneys for purposes of the emergency management division for

29 32 another fiscal year.

29 33 The bill permits the department of general services to use

29 34 inmate labor for improvements at state institutions if the

29 35 estimated cost of the project exceeds \$25,000.

30 1 The bill provides that the department of corrections is not

30 2 required to pay the depreciation expense from the depreciation

30 3 replacement fund for replacements and additions to the motor

30 4 vehicle fleet.

30 5 The bill appropriates \$288,139 to a sick leave benefits

30 6 fund created in new Code section 80.42, to be paid upon the
30 7 retirement or disability of department of public safety
30 8 employees or beneficiaries who are eligible to receive monthly
30 9 an accrued sick leave benefit. The bill also provides that
30 10 unobligated funds and any accrued interest do not revert to
30 11 the general fund of the state, and the department may transfer
30 12 moneys to the sick leave benefits fund, to meet anticipated
30 13 accrued sick leave benefits which may be paid to employees
30 14 during the fiscal year.

30 15 The bill provides that when the department of corrections
30 16 reimburse a county for confinement of state offenders, the
30 17 amount to be reimbursed shall be determined by multiplying the
30 18 number of days the person is confined by the average daily
30 19 cost to confine the offender excluding administrative costs.

30 20 The bill provides that the net revenues from inmate labor
30 21 under Code section 904.809 shall be deposited into a separate
30 22 account in the Iowa state industries revolving fund. The bill
30 23 provides that any moneys in the account that remain
30 24 unobligated or unencumbered at the close of the fiscal year
30 25 shall be transferred to the general fund of the state.

30 26 Current law provides that net revenues from inmate labor shall
30 27 be deposited in the general fund of the state.

30 28 LSB 1107JA 79
30 29 jm/cf/24.3

Summary Data

General Fund

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Justice System	\$ 321,911,160	\$ 356,108,606	\$ 374,645,769	\$ 356,900,000	\$ -17,050,769	
Grand Total	<u>\$ 321,911,160</u>	<u>\$ 356,108,606</u>	<u>\$ 374,645,769</u>	<u>\$ 356,900,000</u>	<u>\$ -17,050,769</u>	
Contingency Totals						
¹⁴ Consumer Education Fund	\$ 0	\$ 0	\$ 0	\$ 475,000	\$ 0	
¹⁵ Court Ordered Env Crime Fines	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	
¹³ Fine Paper Anti Trust	\$ 0	\$ 0	\$ 0	\$ 200,000	\$ 0	

The contingent appropriations are not included in totals.

Justice System

General Fund

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Attorney General</u>						
General Office A.G.	\$ 7,792,457	\$ 8,556,127	\$ 8,746,966	\$ 7,900,519	\$ -846,447	PG 1 LN 8
Prosecuting Attorney Training	298,825	323,431	327,021	304,943	-22,078	PG 1 LN 14
Victim Assistance Grants	1,759,806	1,935,806	1,935,806	1,918,384	-17,422	PG 2 LN 19
Area GASA Prosecuting Attys.	128,302	133,654	133,102	132,037	-1,065	PG 2 LN 31
Legal Services Poverty Grant	600,000	700,000	700,000	450,000	-250,000	PG 4 LN 14
Consumer Advocate	2,623,170	2,661,653	2,690,067	2,690,067	0	PG 5 LN 17
Consumer Education Fund	225,000	225,000	225,000 ¹⁴	475,000	250,000	PG 2 LN 1
Court Ordered Env Crime Fines	20,000	20,000	20,000 ¹⁵	20,000	0	
Fine Paper Anti Trust	200,000	200,000	200,000 ¹³	200,000	0	PG 1 LN 20
Total Attorney General	\$ 13,647,560	\$ 14,755,671	\$ 14,977,962	\$ 13,395,950	\$ -887,012	
<u>Corrections, Department of</u>						
Corrections Central Office						
County Confinement	\$ 524,038	\$ 524,038	\$ 524,038	\$ 791,438	\$ 267,400	PG 7 LN 34
Federal Prisoners/Contractual	341,334	341,334	341,334	318,568	-22,766	PG 8 LN 4
Central Office Corrections	2,226,916	3,155,009	2,480,545	2,315,093	-165,452	PG 9 LN 4
Corrections Training Center	486,847	486,247	504,934	473,479	-31,455	PG 10 LN 24
Corrections Education	2,950,600	2,710,775	3,294,775	3,075,014	-219,761	PG 10 LN 30
Iowa Corr. Offender Network	0	0	600,000	559,980	-40,020	PG 11 LN 18
Corrections Expansion-Phase II	3,185,265	3,180,815	796,940		-796,940	
Total Corrections Central Office	9,715,000	10,398,218	8,542,566	7,533,572	-1,008,994	
Corrections Institutions						
Ft. Madison Inst.	28,474,916	28,946,480	30,825,512	27,622,191	-3,203,321	PG 6 LN 2
Anamosa Inst.	22,918,926	23,536,883	23,999,952	23,446,284	-553,668	PG 6 LN 8
Oakdale Inst.	19,149,907	20,499,682	21,961,745	21,501,082	-460,663	PG 6 LN 20
Newton Inst.	21,278,797	22,561,023	23,453,146	22,944,479	-508,667	PG 6 LN 26
Mt Pleasant Inst.	20,211,379	21,001,039	22,172,976	21,667,807	-505,169	PG 6 LN 32

Justice System

General Fund

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Corrections, Department of (cont.)</u>						
Corrections Institutions (cont.)						
Rockwell City Inst.	6,268,795	6,916,137	7,362,468	7,148,555	-213,913	PG 7 LN 5
Clarinda Inst.	16,919,414	17,807,672	18,263,634	17,925,620	-338,014	PG 7 LN 11
Mitchellville Inst.	7,716,593	11,053,782	12,406,015	12,203,736	-202,279	PG 7 LN 22
Ft. Dodge Inst.	16,470,414	22,043,555	25,852,710	25,274,461	-578,249	PG 7 LN 28
Total Corrections Institutions	159,409,141	174,366,253	186,298,158	179,734,215	-6,563,943	
CBC Districts						
CBC District I	7,742,472	8,505,424	9,132,984	8,870,274	-262,710	PG 13 LN 13
CBC District II	6,158,059	6,837,412	7,169,721	6,740,702	-429,019	PG 13 LN 19
CBC District III	3,742,295	4,125,342	4,404,618	4,033,736	-370,882	PG 13 LN 25
CBC District IV	2,861,255	3,171,976	3,178,085	3,829,927	651,842	PG 13 LN 31
CBC District V	10,864,091	11,593,805	12,280,098	11,823,192	-456,906	PG 14 LN 2
CBC District VI	7,981,974	8,727,582	9,339,025	8,941,214	-397,811	PG 14 LN 8
CBC District VII	4,931,035	5,228,460	5,343,165	5,157,571	-185,594	PG 14 LN 14
CBC District VIII	4,551,656	5,010,424	5,213,347	5,033,178	-180,169	PG 14 LN 20
CBC Statewide	83,576	183,576	83,576	78,119	-5,457	PG 14 LN 26
Total CBC Districts	48,916,413	53,384,001	56,144,619	54,507,913	-1,636,706	
Total Corrections, Department of	\$ 218,040,554	\$ 238,148,472	\$ 250,985,343	\$ 241,775,700	\$ -9,209,643	
<u>Inspections & Appeals, Dept of</u>						
Public Defender	\$ 13,089,276	\$ 13,899,288	\$ 14,396,099	\$ 14,267,794	\$ -128,305	PG 18 LN 25
Indigent Defense Appropriation	20,912,289	20,401,376	21,204,376	20,339,965	-864,411	PG 18 LN 32
Total Inspections & Appeals, Dept of	\$ 34,001,565	\$ 34,300,664	\$ 35,600,475	\$ 34,607,759	\$ -992,716	

Justice System

General Fund

	Actual FY 1999 (1)	Actual FY 2000 (2)	Estimated Net FY 2001 (3)	Senate Subcom FY 2002 (4)	Senate Sub vs Est FY 2001 (5)	Page & Line Number (6)
<u>Law Enforcement Academy</u>						
Operations	\$ 1,249,629	\$ 1,365,029	\$ 1,401,142	\$ 1,306,546	\$ -94,596	PG 19 LN 7
<u>Parole, Board of</u>						
Parole Board	\$ 1,018,547	\$ 1,042,404	\$ 1,079,717	\$ 1,019,507	\$ -60,210	PG 19 LN 30
<u>Public Defense, Department of</u>						
Public Defense, Dept. of						
Military Division	\$ 4,544,320	\$ 4,822,198	\$ 5,232,749	\$ 5,190,924	\$ -41,825	PG 20 LN 16
Emergency Management Division						
Emergency Management Division	627,836	941,951	1,060,082	1,051,608	-8,474	PG 20 LN 27
Total Public Defense, Department of	<u>\$ 5,172,156</u>	<u>\$ 5,764,149</u>	<u>\$ 6,292,831</u>	<u>\$ 6,242,532</u>	<u>\$ -50,299</u>	
<u>Public Safety, Department of</u>						
Public Safety Administration	\$ 2,474,051	\$ 2,553,129	\$ 2,629,511	\$ 2,449,533	\$ -179,978	PG 21 LN 4
Investigation, DCI	11,759,610	12,003,898	12,890,193	11,931,266	-958,927	PG 21 LN 9
Narcotics Enforcement	2,845,587	3,892,133	4,206,474	3,501,690	-704,784	PG 22 LN 5
Undercover Funds	139,202	139,202	139,202	129,804	-9,398	PG 22 LN 14
Fire Marshal	1,606,121	1,710,617	2,003,539	1,831,002	-172,537	PG 22 LN 17
Fire Service		0	606,460	606,460	0	PG 22 LN 25
Capitol Security	1,307,615	1,354,688	1,391,412	1,240,582	-150,830	PG 22 LN 32
Iowa State Patrol	27,694,628	38,099,720	39,457,393	35,760,633	-3,696,760	PG 23 LN 5
AFIS System Maintenance	244,930	269,425	269,425	239,743	-29,682	PG 23 LN 15
DPS/SPOC Sick Leave Payout		0	0	288,139	288,139	PG 23 LN 18
Fire Fighter Training	709,405	709,405	714,690	573,154	-141,536	PG 23 LN 35
Total Public Safety, Department of	<u>\$ 48,781,149</u>	<u>\$ 60,732,217</u>	<u>\$ 64,308,299</u>	<u>\$ 58,552,006</u>	<u>\$ -5,756,293</u>	
Total Justice System	<u>\$ 321,911,160</u>	<u>\$ 356,108,606</u>	<u>\$ 374,645,769</u>	<u>\$ 356,900,000</u>	<u>\$ -17,050,769</u>	
¹⁴ Consumer Education Fund	\$ 0	\$ 0	\$ 0	\$ 475,000	\$ 0	

Justice System

General Fund

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
¹⁵ Court Ordered Env Crime Fines	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	
¹³ Fine Paper Anti Trust	\$ 0	\$ 0	\$ 0	\$ 200,000	\$ 0	

The contingent appropriations are not included in totals.

Summary Data

Non General Fund

	Actual FY 1999 (1)	Actual FY 2000 (2)	Estimated Net FY 2001 (3)	Senate Subcom FY 2002 (4)	Senate Sub vs Est FY 2001 (5)	Page & Line Number (6)
Justice System	\$ 0	\$ 0	\$ 50,000	\$ 0	\$ -30,000	
Grand Total	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 50,000</u>	<u>\$ 0</u>	<u>\$ -30,000</u>	
Contingency Totals						
¹⁶ Environmental Crime Invest	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	

The contingent appropriations are not included in totals.

Justice System

Non General Fund

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Attorney General</u>						
Environ. Crime Investigation				¹⁶ \$ 20,000	\$ 20,000	PG 4 LN 24
<u>Public Safety, Department of</u>						
Fire Marshal School Infra.		\$ 0	\$ 50,000		\$ -50,000	
Total Justice System	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 50,000</u>	<u>\$ 0</u>	<u>\$ -30,000</u>	
¹⁶ Environ. Crime Investigation	\$ 0	\$ 0	\$ 0	\$ 20,000	\$ 0	

The contingent appropriations are not included in totals.

Summary Data

FTE

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Justice System	5,236.71	5,613.14	6,023.32	5,993.19	-26.13	
Grand Total	5,236.71	5,613.14	6,023.32	5,993.19	-26.13	
Contingency Totals						
¹⁷ Victim Comp. Fund Contingency	0.00	0.00	0.00	2.00	0.00	
¹⁸ DCI Elderly Crime Contingency	0.00	0.00	0.00	2.00	0.00	

The contingent appropriations are not included in totals.

Justice System

FTE

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Attorney General</u>						
General Office A.G.	180.99	187.21	199.50	200.50	1.00	PG 1 LN 8
Prosecuting Attorney Training	5.83	5.78	6.00	6.00	0.00	PG 1 LN 14
Area GASA Prosecuting Attys.	2.44	1.47	2.00	2.00	0.00	PG 2 LN 31
Victim Comp. Fund Contingency			17	2.00	2.00	PG 3 LN 4
Consumer Advocate	25.50	25.67	32.00	32.00	0.00	PG 5 LN 17
Victim Compensation Fund	16.26	16.81	20.00	20.00	0.00	PG 2 LN 35
Total Attorney General	231.02	236.94	259.50	260.50	3.00	
<u>Corrections, Department of</u>						
CBC Districts						
CBC District I	170.91	190.01	202.51	201.01	-1.50	PG 13 LN 13
CBC District II	125.17	140.37	144.87	140.37	-4.50	PG 13 LN 19
CBC District III	71.58	77.99	83.99	77.99	-6.00	PG 13 LN 25
CBC District IV	56.00	65.50	65.50	78.00	12.50	PG 13 LN 31
CBC District V	200.85	225.65	230.65	225.65	-5.00	PG 14 LN 2
CBC District VI	166.13	188.88	192.88	192.82	-0.06	PG 14 LN 8
CBC District VII	99.55	105.45	105.45	105.45	0.00	PG 14 LN 14
CBC District VIII	83.21	93.35	95.35	93.35	-2.00	PG 14 LN 20
Total CBC Districts	973.40	1,087.20	1,121.20	1,114.64	-6.56	
Corrections Central Office						
Central Office Corrections	34.35	35.92	37.18	37.18	0.00	PG 9 LN 4
Corrections Training Center	6.90	7.02	8.07	8.07	0.00	PG 10 LN 24
Total Corrections Central Office	41.25	42.94	45.25	45.25	0.00	
Corrections Institutions						
Ft. Madison Inst.	473.00	479.37	527.08	525.50	-1.58	PG 6 LN 2
Anamosa Inst.	375.15	389.82	404.50	403.50	-1.00	PG 6 LN 8
Oakdale Inst.	325.23	327.27	338.80	337.80	-1.00	PG 6 LN 20

Justice System

FTE

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Corrections, Department of (cont.)</u>						
Corrections Institutions (cont.)						
Newton Inst.	358.03	364.68	392.25	392.25	0.00	PG 6 LN 26
Mt Pleasant Inst.	288.49	322.40	342.59	341.09	-1.50	PG 6 LN 32
Rockwell City Inst.	107.07	111.90	121.00	119.00	-2.00	PG 7 LN 5
Clarinda Inst.	276.32	278.05	292.75	294.75	2.00	PG 7 LN 11
Mitchellville Inst.	146.85	189.47	237.00	236.00	-1.00	PG 7 LN 22
Ft. Dodge Inst.	244.33	332.21	414.00	413.00	-1.00	PG 7 LN 28
Total Corrections Institutions	2,594.47	2,795.17	3,069.97	3,062.89	-7.08	
Total Corrections, Department of	3,609.11	3,925.30	4,236.42	4,222.78	-13.64	
<u>Inspections & Appeals, Dept of</u>						
Public Defender	190.84	195.78	201.00	202.00	1.00	PG 18 LN 25
<u>Law Enforcement Academy</u>						
Operations	29.66	30.26	30.05	29.05	-1.00	PG 19 LN 7
<u>Parole, Board of</u>						
Parole Board	14.19	14.09	18.00	16.50	-1.50	PG 19 LN 30
<u>Public Defense, Department of</u>						
Public Defense, Dept. of						
Military Division	217.05	237.15	256.76	259.76	3.00	PG 20 LN 16
Emergency Management Division						
Emergency Management Division	15.97	19.83	25.25	25.25	0.00	PG 20 LN 27
Total Public Defense, Department of	233.02	256.98	282.01	285.01	3.00	

Justice System

FTE

	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Public Safety, Department of</u>						
Public Safety Administration	37.70	37.96	38.80	39.80	1.00	PG 21 LN 4
Investigation, DCI	215.26	224.92	235.50	233.50	-2.00	PG 21 LN 9
DCI Elderly Crime Contingency			¹⁸ 2.00	2.00	2.00	PG 21 LN 18
Narcotics Enforcement	45.48	58.17	65.00	61.00	-4.00	PG 22 LN 5
Fire Marshal	28.71	31.51	36.80	36.80	0.00	PG 22 LN 17
Fire Service		0.00	12.00	12.00	0.00	PG 22 LN 25
Capitol Security	26.39	26.52	27.00	26.00	-1.00	PG 22 LN 32
Iowa State Patrol	575.01	573.96	580.25	567.25	-13.00	PG 23 LN 5
Fire Fighter Training	0.32	0.75	1.00	1.00	0.00	PG 23 LN 35
Total Public Safety, Department of	928.87	953.79	996.35	977.35	-17.00	
Total Justice System	5,236.71	5,613.14	6,023.32	5,993.19	-26.13	
¹⁷ Victim Comp. Fund Contingency	0.00	0.00	0.00	2.00	0.00	
¹⁸ DCI Elderly Crime Contingency	0.00	0.00	0.00	2.00	0.00	

The contingent appropriations are not included in totals.

Summary Data

General Fund

	Actual FY 1999 (1)	Actual FY 2000 (2)	S-Senate Subcomm FY 2001 (3)	Page & Line Number (4)
Justice System	\$ 0	\$ 0	\$ 2,000,000	
Grand Total	\$ 0	\$ 0	\$ 2,000,000	

Justice System

General Fund

	<u>Actual</u> <u>FY 1999</u>	<u>Actual</u> <u>FY 2000</u>	<u>S-Senate Subcomm</u> <u>FY 2001</u>	<u>Page & Line</u> <u>Number</u>
	<u>(1)</u>	<u>(2)</u>	<u>(3)</u>	<u>(4)</u>
<u>Corrections, Department of</u>				
Corrections Institutions				
Ft. Madison Inst. - Supplemental	<u>0</u>	<u>0</u>	<u>2,000,000</u>	PG 24 LN 12
Total Justice System	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 2,000,000</u>	